

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

TAMARA LOHR and RAVIKIRAN SINDOGI,
on behalf of themselves and all others similarly
situated,

Plaintiffs,

v.

NISSAN NORTH AMERICA, INC., and
NISSAN MOTOR CO., LTD.,

Defendants.

Case No. 2:16-cv-01023-RSM

**STIPULATION AND ORDER TO
FURTHER EXTEND CLASS
CERTIFICATION DEADLINES TO
FACILITATE SETTLEMENT
DISCUSSIONS**

Plaintiffs Tamara Lohr and Ravikiran Sindogi (“Plaintiffs”) and Defendant Nissan North America, Inc. (“NNA”) (collectively, the “Parties”) enter into this stipulation with reference to the following facts and recitals:

1. On March 28, 2019, the Parties had a productive all day private mediation before Hon. James L. Warren (Ret.) at JAMS in San Francisco.
2. Based on the Parties’ progress, a second all day mediation session has been scheduled for May 23, 2019.
3. The Parties are coordinating discovery and class certification deadlines in this action with a companion case filed in the Northern District of California, *Johnson v. Nissan N. Am., Inc.*, Case No. 3:17-cv-00517-WHO.

1 4. The Parties require additional time to continue mediation efforts before undertaking
2 further work to complete discovery in anticipation of class certification briefing and in anticipation of
3 the preparation of expert reports.

4 5. The Parties have agreed to extend the deadlines in this case and in *Johnson*, to
5 accommodate resolution discussions.

6 6. The Parties have coordinated with counsel in *Johnson* and are seeking entry of a similar
7 scheduling order. If this Court and the *Johnson* court approve these requests, then the two cases will
8 remain on parallel tracks if a resolution is not reached. An extension of the deadlines in this matter, as
9 reflected below, would facilitate settlement discussions and will not be unduly prejudicial to either
10 party.

11 For these reasons, the Parties stipulate to extend the deadlines in this matter as set forth below
12 and respectfully request that the Court enter an order accordingly:

Event	Current Deadline	Proposed Deadline
Deadline to file Motion for Class Certification and serve Plaintiffs' expert disclosures and reports	June 14, 2019	November 19, 2019
Deadline for Plaintiffs to produce experts for deposition	July 26, 2019	December 31, 2019
Deadline to file opposition to Motion for Class Certification and serve NNA's expert disclosures and reports	September 4, 2019	February 10, 2020
Deadline for NNA to produce experts for deposition	September 23, 2019	February 28, 2020
Deadline to file reply regarding Motion for Class Certification	October 14, 2019	March 19, 2020

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STIPULATED TO AND DATED this 29th day of April, 2019.

TERRELL MARSHALL LAW
GROUP PLLC
Attorneys for Plaintiffs

By: /s/ Beth E. Terrell
Beth E. Terrell, WSBA #26759
Amanda M. Steiner, WSBA #29147
Benjamin M. Drachler, WSBA #51021
Terrell Marshall Law Group PLLC
936 North 34th Street, Ste. 300
Seattle, WA 98103-8869
Phone: 206-816-6603
Fax: 206-319-5450
bterrell@terrellmarshall.com
asteiner@terrellmarshall.com
bdrachler@terrellmarshall.com

Gregory F. Coleman, Pro Hac Vice
Mark E. Silvey, Pro Hac Vice
Lisa A. White, Pro Hac Vice
GREG COLEMAN LAW PC
First Tennessee Plaza
800 South Gay Street, Suite 1100
Knoxville, TN, 37929
Phone: 865-247-0080
Fax: 865-522-0049
greg@gregcolemanlaw.com
mark@gregcolemanlaw.com
adam@gregcolemanlaw.com

Charles J. Crueger, Pro Hac Vice
Erin Dickinson, Pro Hac Vice
CRUEGER DICKINSON LLC
4532 N. Oakland Avenue
Whitefish Bay, WI 53211
Phone: 414-210-3868
cjc@cruegerdickinson.com
ekd@cruegerdickinson.com

Edward A. Wallace, Pro Hac Vice
WEXLER WALLACE LLP
55 Monroe Street, STE 3300
Chicago, IL 60603
Phone: 312-346-2222
Fax: 312-346-0022
Email: eaw@wexlerwallace.com

SHOOK HARDY & BACON L.L.P.
Attorneys for Defendant Nissan North America, Inc.

By: /s/ Heather A. Hedeem
Heather A. Hedeem, WSBA #50687
SHOOK HARDY & BACON L.L.P.
701 Fifth Avenue, Suite 6800
Seattle, WA 98104
Phone: 206-344-7606
hhedeem@shb.com

Amir Nassihi, *Pro Hac Vice*
Andrew L. Chang, *Pro Hac Vice*
SHOOK HARDY & BACON L.L.P.
One Montgomery, Suite 2600
San Francisco, CA 94104
Phone: 415-544-1900
anassihi@shb.com
achang@shb.com

Holly Pauling Smith, *Pro Hac Vice*
William R. Sampson, *Pro Hac Vice*
SHOOK HARDY & BACON L.L.P.
2555 Grand Boulevard
Kansas City, MO 64108
Phone: 816-474-6550
hpsmith@shb.com
wsampson@shb.com

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

I. ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: May 6, 2019.



RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE