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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ELIZABETH DE COSTER *et al.*, on behalf  
of themselves and all others similarly situated,

Plaintiffs,

v.

AMAZON.COM, INC., a Delaware  
corporation,

Defendant.

No. 2:21-cv-00693-JHC

**STIPULATED MOTION AND  
ORDER REGARDING  
DEFENDANT AMAZON.COM,  
INC.'S MOTIONS TO DISMISS  
THE AMENDED COMPLAINTS**

**NOTE ON MOTION CALENDAR:  
June 12, 2024**

DEBORAH FRAME-WILSON *et al.*, on  
behalf of themselves and all others similarly  
situated,

Plaintiffs,

v.

AMAZON.COM, INC., a Delaware  
corporation,

Defendant.

No. 2:20-cv-00424-JHC

1 **STIPULATED MOTION**

2 Pursuant to Local Civil Rules 7(d)(1) and 10(g), the parties in the above-captioned actions,  
3 by and through their respective undersigned counsel, agree as follows, subject to the Court’s  
4 approval:

5 WHEREAS, on April 22, 2024, Plaintiffs in *De Coster v. Amazon.com, Inc.*, No. 2:21-cv-  
6 00693-JHC (W.D. Wash.), filed a Second Consolidated Amended Complaint (“SCAC”) in that  
7 action, Dkt. 126;

8 WHEREAS, on May 13, 2024, Plaintiffs in *Frame-Wilson v. Amazon.com, Inc.*, No. 2:20-  
9 cv-424-JHC (W.D. Wash.), filed a Third Amended Complaint (“TAC”), Dkt. 147;

10 WHEREAS, on May 22, 2024, Amazon filed a motion to dismiss the SCAC in *De Coster*,  
11 Dkt. 142 (“the *De Coster* MTD”);

12 WHEREAS, Plaintiffs’ brief in opposition to the *De Coster* MTD is currently due on June  
13 12, 2024, and Amazon’s reply in support of its motion to dismiss is currently due on June 24, 2024;

14 WHEREAS, Amazon’s motion to dismiss in *Frame-Wilson* is due on June 12, 2024;

15 WHEREAS, Amazon seeks to move to dismiss all of Plaintiffs’ claims in *Frame-Wilson*  
16 on the same grounds as it moved to dismiss all of Plaintiffs’ claims in *De Coster*;

17 WHEREAS, the Parties agree that, if the Court issues a decision granting or denying any  
18 part of the motion to dismiss in *De Coster*, that decision will apply equally to the claims in *Frame-*  
19 *Wilson*;

20 WHEREAS, the Parties wish to avoid burdening the Court with duplicative briefing,

21 THEREFORE, the Parties stipulate and agree (subject to the Court’s approval) as follows:

22 1. The motion to dismiss that Amazon filed in *De Coster* is deemed filed in *Frame-*  
23 *Wilson*.

24 2. Plaintiffs’ opposition brief and Amazon’s reply brief in *De Coster*, once they are  
25 filed on June 12 and 24 respectively, will be deemed filed in *Frame-Wilson*.



1 Telephone: (202) 223-7300  
2 Email: kdunn@paulweiss.com  
3 Email: wisaacson@paulweiss.com  
4 Email: amauser@paulweiss.com  
5 Email: mgoodman@paulweiss.com  
6 Email: ksmith@paulweiss.com

7 *Attorneys for Defendant Amazon.com, Inc.*

8 HAGENS BERMAN SOBOL SHAPIRO LLP

9 By: /s/ Steve W. Berman

10 Steve W. Berman (WSBA No. 12536)  
11 Barbara A. Mahoney (WSBA No. 31845)  
12 1301 Second Avenue, Suite 2000  
13 Seattle, WA 98101  
14 Telephone: (206) 623-7292  
15 Facsimile: (206) 623-0594  
16 E-mail: steve@hbsslaw.com  
17 barbaram@hbsslaw.com

18 Anne F. Johnson (*pro hac vice*)  
19 68 3rd Street, Suite 249  
20 Brooklyn, NY 11231  
21 Telephone: (718) 916-3520  
22 E-mail: annej@hbsslaw.com

23 KELLER POSTMAN LLC

24 Zina G. Bash (*pro hac vice*)  
25 111 Congress Avenue, Suite 500  
26 Austin, TX, 78701  
27 Telephone: (512) 690-0990  
E-mail: zina.bash@kellerpostman.com

Jessica Beringer (*pro hac vice*)  
Shane Kelly (*pro hac vice*)  
150 North Riverside Plaza, Suite 4100  
Chicago, Illinois 60606  
Telephone: (312) 741-5220  
E-mail: Jessica.Beringer@kellerpostman.com  
E-mail: shane.kelly@kellerpostman.com

Daniel Backman (*pro hac vice*)  
1101 Connecticut Avenue, N.W., Suite 1100

1 Washington, D.C., 20036  
2 Telephone: 202-918-1123  
3 E-mail: Daniel.Backman@kellerpostman.com

4 *Interim Co-Lead Counsel for Plaintiffs and the*  
5 *proposed Class*

6 KELLER ROHRBACK L.L.P.

7 Derek W. Loeser (WSBA No. 24274)  
8 1201 Third Avenue, Suite 3200  
9 Seattle, WA 98101-3052  
10 Telephone: (206) 623-1900  
11 Facsimile: (206) 623-3384  
12 E-mail: Dloeser@kellerrohrback.com

13 QUINN EMANUEL URQUHART &  
14 SULLIVAN, LLP

15 Alicia Cobb, WSBA # 48685  
16 1109 First Avenue, Suite 210  
17 Seattle, WA 98101  
18 Telephone: (206) 905-7000  
19 Email: aliciacobb@quinnemanuel.com

20 Steig D. Olson (*pro hac vice*)  
21 David D. LeRay (*pro hac vice*)  
22 Nic V. Siebert (*pro hac vice*)  
23 Maxwell P. Deabler-Meadows (*pro hac vice*)  
24 51 Madison Avenue, 22nd Floor  
25 New York, NY 10010  
26 Telephone: (212) 849-7000  
27 Email: steigolson@quinnemanuel.com  
Email: davidleray@quinnemanuel.com  
Email: nicolassiebert@quinnemanuel.com  
Email: maxmeadows@quinnemanuel.com

Adam B. Wolfson (*pro hac vice*)  
865 South Figueroa Street, 10th Floor  
Los Angeles, CA 90017-2543  
Telephone: (213) 443-3000  
Email: adamwolfson@quinnemanuel.com

*Interim Executive Committee for Plaintiffs and the*  
*proposed Class*

1 **ORDER**

2 The Court GRANTS the Parties' stipulated motion. Amazon's Motion to Dismiss filed in  
3 *De Coster v. Amazon.com, Inc.*, No. 2:21-cv-00693-JHC (W.D. Wash.), Dkt. 142, is deemed  
4 filed in *Frame-Wilson v. Amazon.com, Inc.*, No. 2:20-cv-424-JHC (W.D. Wash.). Amazon's  
5 briefing schedule on a motion to dismiss is vacated, and the Court's decision on Amazon's  
6 Motion to Dismiss filed in *DeCoster* will apply equally to both *De Coster* and *Frame-Wilson*.  
7 Assuming Plaintiffs' claims survive Amazon's Motion to Dismiss, Amazon shall not be required  
8 to answer the SCAC in *De Coster* and the TAC in *Frame-Wilson* until 45 days after the  
9 resolution of the *De Coster* MTD.

10 IT IS SO ORDERED this 12th day of June, 2024.

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12 \_\_\_\_\_  
13 John H. Chun  
14 UNITED STATES DISTRICT JUDGE