

1 The Honorable Kymberly K. Evanson

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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 STEVEN FLOYD, individually and on behalf
11 of all others similarly situated,

12 Plaintiff,

13 v.

14 AMAZON.COM, INC. and APPLE INC.,

15 Defendants.

Case No. 2:22-cv-01599-KKE

**STIPULATED MOTION AND ORDER
SUSPENDING DEADLINE FOR
SUBSTANTIAL COMPLETION OF
DOCUMENT AND DATA PRODUCTION**

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17 Plaintiff Steven Floyd and Defendants Amazon.com, Inc. and Apple Inc. (together,
18 “Defendants,” and collectively, the “Parties”), by and through their counsel, stipulate as follows:

19 1. The Parties respectfully submit that good cause justifies a temporary suspension of
20 the deadline for substantial completion of document and data productions, and the subsequent
21 deadlines in the Court’s class action scheduling order (Dkt. 68), because a motion to amend the
22 complaint and multiple discovery disputes are pending and will not be resolved before the
23 substantial completion deadline.

24 2. Plaintiff filed a Motion to Amend the First Amended Complaint and to Intervene
25 (Dkt. 80) on February 29, 2024. The motion seeks the Court’s permission to add two named
26 plaintiffs, Jonathan Ryan and Jolene Furdek, to the litigation. Defendants oppose the Motion (Dkt.
27 86).

1 3. The parties have met and conferred about the scope of discovery requests for many
2 months, and they were able to reach agreements about many disputes without Court intervention.
3 However, several disputes remain, and the Parties have asked the Court to resolve them. Plaintiff
4 filed a joint statement concerning disputes related to Plaintiff's discovery requests on March 22,
5 2024 (Dkt. 89). Defendants filed a joint statement concerning disputes related to Defendants'
6 discovery requests on March 26, 2024 (Dkt. 90).

7 4. The Court has indicated that it is available to hear argument on Plaintiff's Motion
8 to Amend and all Parties' discovery disputes on April 30, 2024.

9 5. The current deadline for substantial completion of the production of documents and
10 data is April 3, 2024.

11 6. Given the pending motion to amend and discovery dispute statements, the Parties
12 agree that the substantial completion deadline and subsequent deadlines should be temporarily
13 suspended so the Court can resolve these disputes.

14 7. The parties respectfully request that the Court suspend the deadlines in the class
15 action scheduling order (Dkt. 68) pending its decision on Plaintiff's Motion to Amend and the
16 Parties' discovery disputes, and that the Parties propose a revised schedule to the Court within 10
17 days of the Court's ruling on Plaintiff's Motion to Amend and/or the Parties' discovery disputes,
18 whichever is later.

1 THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the Parties,
2 through their undersigned counsel of record, and the Parties ask the Court to order, that:

3 1. The deadlines in the class action scheduling order (Dkt. 68) are temporarily
4 suspended pending the Court's rulings on Plaintiff's Motion to Amend (Dkt. 80) and the Parties'
5 discovery disputes (Dkts. 89 & 90).

6 2. The Parties are to jointly propose a new scheduling order (or if agreement is not
7 reached, separate proposals accompanied by no more than 5 pages of briefing per side) within 10
8 days of the Court's ruling on Plaintiff's Motion to Amend and Intervene (Dkt. 80) and/or the
9 Parties' discovery disputes (Dkts. 89 & 90), whichever is later.

10 IT IS SO STIPULATED.

11 DATED: April 2, 2024

HAGENS BERMAN SOBOL SHAPIRO LLP

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Attorneys for AMAZON.COM, INC.

ORDER

Pursuant to the Parties' Stipulation, IT IS SO ORDERED.

Dated this 3rd day of April 2024.



Kymerly K. Evanson
United States District Judge

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