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FREDERICK SIMON,
and all others similarly situated

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13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA

15 NICK CANCELLA, GREG JEWELL, DAVID) Case No. CV 12-03001 CRB
16 BEAUSOLEIL, PATRICK SWEENEY,)
LUCIO FLORES, THOMAS JENNISON,)
MICHAEL EMANUEL, ROBERT BIRCH,)
KENNETH FORBES, BRIAN O'NEIL, and)
FREDERICK SIMON, on behalf of)
themselves and all others similarly situated,)
Plaintiffs,)
v.)
22 ECOLAB INC., a corporation,)
Defendant.)
24)
25)
26)
27)
28)
Date: n/a
Time: n/a
Ctrm.: 6
Judge: Hon. Charles R. Breyer
Complaint Filed: June 11, 2012
Trial Date: August 19, 2015

1 Plaintiffs Dave Beausoleil; Patrick Sweeney; Lucio Flores; Thomas Jennison; Michael
2 Emanuel, Robert Birch; Kenneth Forbes; Brian O’Neil, and Frederick Simon (“Plaintiffs”)
3 on behalf of themselves and all others similarly situated, and Defendant Ecolab Inc., (“Ecolab”)
4 (collectively “the Parties”) by and through their respective attorneys of record, hereby stipulate
5 and agree as follows:

6 WHEREAS, on Thursday, December 18th, 2014, Ecolab filed a Motion for
7 Decertification of Conditionally Certified Collective Action, and noticed that motion to be heard
8 on February 13, 2015, the same date on which Plaintiffs’ Motion for certification of Rule 23 state
9 classes is scheduled to be heard;

10 WHEREAS, under the Local Rules, Plaintiffs’ opposition to Ecolab’s Motion to
11 Decertify would be due on Friday, January 2, 2015, with Ecolab’s reply due on January 9, 2015;

12 WHEREAS, due to the upcoming holiday season, many of Plaintiffs’ attorneys have
13 vacations planned during the next two weeks;

14 WHEREAS, the offices of Plaintiffs’ counsel will be closed several days during the next
15 two weeks;

16 The Parties, through their undersigned representative counsel of record, hereby stipulate
17 as follows:

18 1. Plaintiffs’ papers in opposition to Defendant Ecolab’s Motion for Decertification
19 of Conditionally Certified Collective Action shall be due on Tuesday, January 13, 2015.

20 2. Defendant Ecolab’s reply papers in Support of its Motion for Decertification of
21 Conditionally Certified Collective Action shall be due on Thursday, January 22, 2015.

22 3. The hearing on Ecolab’s Motion to Decertify shall remain on February 13, 2015.

23 IT IS SO STIPULATED.

24
25 Dated: December 22, 2014

/s/ James M. Finberg _____
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FREDERICK SIMON, and all others similarly
situated

5
6 Dated: December 22, 2014

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16 Attorneys for Defendant Ecolab Inc.
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ORDER

Pursuant to the Parties' foregoing stipulation, it is hereby ordered as follows:

1. Plaintiffs' papers in opposition to Defendant Ecolab's Motion for Decertification of Collectively Certified Collective Action shall be due on Tuesday, January 13, 2015.

5 2. Defendant Ecolab's reply papers in Support of its Motion for Decertification of
6 Collectively Certified Collective Action shall be due on Thursday, January 22, 2015.

3. The hearing on Ecolab's Motion to Decertify is reset for February 27, 2015.

IT IS SO ORDERED.

Dated: January 6, 2015

