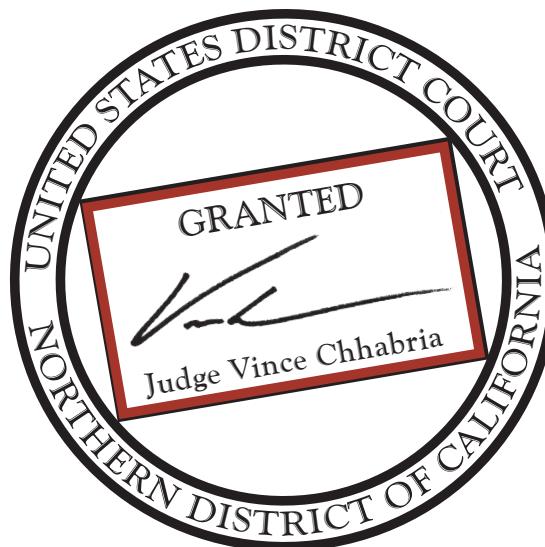


1 Jahan C. Sagafi (Cal. Bar No. 224887)
2 jsagafi@outtengolden.com
3 OUTTEN & GOLDEN LLP
4 One Embarcadero Center, 38th Floor
5 San Francisco, California 94111
6 Telephone: (415) 638-8800
7 Facsimile: (415) 638-8810
8 Michael N. Litrownik (admitted *pro hac
vice*)
9 mlitrownik@outtengolden.com
10 Deirdre Aaron (admitted *pro hac vice*)
11 daaron@outtengolden.com
12 3 Park Avenue, 29th Floor
13 New York, New York 10016
14 Telephone: (212) 245-1000
15 Facsimile: (646) 509-2060
16 Jason C. Marsili (SBN 233980)
17 jmarsili@posner-rosen.com
18 Brianna M. Primozic (SBN 274397)
19 bprimozic@posner-rosen.com
20 POSNER & ROSEN LLP
21 3600 Wilshire Boulevard, Suite 1800
22 Los Angeles, California 90010
23 Telephone: (213) 389-6050
24 Facsimile: (213) 389-0663

25 *Attorneys for Plaintiffs and proposed
26 Collective and Class Members*

27 Thomas R. Kaufman (Cal. Bar. No. 177936)
28 tkaufman@sheppardmullin.com
1 Paul Berkowitz (Cal Bar. No. 251077)
2 pberkowitz@sheppardmullin.com
3 Michael T. Campbell (Cal. Bar No. 293376)
4 mcampbell@sheppardmullin.com
5 SHEPPARD, MULLIN, RICHTER &
6 HAMPTON LLP
7 1901 Avenue of the Stars, Suite 1600
8 Los Angeles, California 90067-6055
9 Telephone: (310) 228-3700
10 Facsimile: (310) 228-3701

11 *Attorneys for Defendant AT&T Services, Inc.*



19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA
21 SAN FRANCISCO DIVISION

22 ANTHONY URETA and MARILYN
23 DITO, individually and on behalf of all
24 others similarly situated,

25 Plaintiffs,

26 v.

27 AT&T SERVICES, INC.,

28 Defendant.

Case No. 15-cv-03653-VC

29 **STIPULATION OF THE PARTIES
30 CONCERNING AMENDMENT OF
31 COMPLAINT**

The parties, through their undersigned attorneys, hereby stipulate as follows:

2 1. The undersigned parties are counsel of record in the above captioned action that
3 has been filed by Plaintiff Anthony Ureta (“Ureta”) against Defendant AT&T Services, Inc.
4 (“AT&T”) asserting exempt misclassification of a proposed collective and a proposed class of
5 AT&T Training Specialists.

6 2. On October 29, 2015, Defendant filed a Motion to Strike Class Allegations
7 Pursuant to Rule 12(f) or, in the alternative, Rule 23(d)(1)(D).

8 3. Plaintiffs have agreed not to oppose Defendant’s Motion, but instead to file a
9 Second Amended Complaint defining the proposed collective and class[es] to expressly exclude
10 any AT&T employees who were presented with and did not timely opt out of AT&T’s
11 Management Arbitration Agreement (“MAA”). The filing of the Complaint will render AT&T’s
12 motion to strike moot.

13 4. The limitation in the previous paragraph shall not apply as to Plaintiffs' PAGA
14 claims, which shall be asserted on behalf of California employees who worked for AT&T in
15 California during the relevant limitations period irrespective of whether those employees are
16 bound by the MAA.

17 5. AT&T has also agreed that the Second Amended Complaint will add Wendell
18 Walton as a proposed class representative, and will define separate subclasses for Training
19 Specialists employed as Designers and Deliverers.

20 6. AT&T reserves the right to file a responsive pleading of its choice to Plaintiffs'
21 Second Amended Complaint.

SO STIPULATED.

Dated: November 9, 2015

By: /s/ Jahan C. Sagafi
Jahan C. Sagafi

OUTTEN & GOLDEN LLP

Jahan C. Sagafi (Cal. Bar No. 224887)
One Embarcadero Center, 38th Floor
San Francisco, CA 94111
Telephone: (415) 638-8800
Facsimile: (347) 390-2187

1 Michael N. Litrownik (admitted *pro hac vice*)
2 Deirdre Aaron (admitted *pro hac vice*)
3 3 Park Avenue, 29th Floor
4 New York, NY 10016
Telephone: (212) 245-1000
Facsimile: (646) 509-2060

5 Jason C. Marsili (Cal. Bar No. 233980)
6 Brianna M. Primozić (Cal. Bar No. 274397)
7 **POSNER & ROSEN LLP**
8 3600 Wilshire Boulevard, Suite 1800
Los Angeles, CA 90010
Telephone: (213) 389-6050
Facsimile: (213) 389-0663

9 ***Attorneys for Plaintiff and proposed Collective and***
Class Members

10 Dated: November 9, 2015

11 By: /s/ Thomas R. Kaufman
Thomas R. Kaufman

12 **SHEPPARD, MULLIN, RICHTER & HAMPTON**
LLP

13 Thomas R. Kaufman (Cal. Bar. No. 177936)
14 Paul Berkowitz (Cal Bar. No. 251077)
15 Michael T. Campbell (Cal. Bar No. 293376)
16 1901 Avenue of the Stars, Suite 1600
Los Angeles, California 90067-6055
Telephone: (310) 228-3700
Facsimile: (310) 228-3701

17 ***Attorneys for Defendant AT&T Services, Inc.***

18 **ATTESTATION**

19 Pursuant to Civil Local Rule 5-1(i)(3), the filer of this document attests that concurrence
20 in the filing of this document has been obtained from the other signatory above.

22 Dated: November 9, 2015

23 By: /s/ Jahan C. Sagafi
Jahan C. Sagafi