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15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
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18 JUVENAL ROBLES and ABEL FIGUEROA,
 19 individually and on behalf of a class of
 similarly situated individuals,

20 Plaintiffs,

21 v.

22 LUCKY BRAND DUNGAREES, INC., a
 Delaware corporation, KIRSHENBAUM
 23 BOND SENEAL & PARTNERS LLC f/k/a
 KIRSHENBAUM BOND & PARTNERS
 24 LLC, a Delaware limited liability company,
 d/b/a Lime Public Relations + Promotion, and
 25 KIRSHENBAUM BOND & PARTNERS
 26 WEST LLC, a Delaware limited liability
 company,
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28 Defendants.

Case No. 10-cv-04846 MMC

**JOINT REPORT ON STATUS OF
 SETTLEMENT; STIPULATION AND
 [PROPOSED] ORDER CONTINUING
 STAY OF LITIGATION PENDING
 CLASS ACTION SETTLEMENT**

The Honorable Maxine M. Chesney

1 KIRSHENBAUM BOND SENECA &
2 PARTNERS LLC f/k/a KIRSHENBAUM
3 BOND & PARTNERS LLC, a Delaware
4 limited liability company, d/b/a Lime Public
5 Relations + Promotion, and KIRSHENBAUM
6 BOND & PARTNERS WEST LLC, a
7 Delaware limited liability company,

8 Third-Party Plaintiffs.

9 v.

10 MERKLE INC., a Maryland Corporation,

11 Third-Party Defendant and
12 Fourth-Party Plaintiff.

13 v.

14 RGAR HOLDINGS, LLC, a Florida limited
15 liability company, formerly known as TAKE 5
16 SOLUTIONS, LLC., a Florida limited liability
17 company.

18 Fourth-Party Defendants.

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1 Plaintiffs Juvenal Robles and Abel Figueroa (together, “Plaintiffs”), Defendant Lucky Brand
2 Dungarees, Inc. (“Lucky”), Defendants Kirshenbaum Bond Senecal & Partners LLC, f/k/a
3 Kirshenbaum Bond & Partners LLC, d/b/a Lime Public Relations + Promotion and Kirshenbaum
4 Bond & Partners West LLC (together, “Lime”), Third-Party Defendant Merkle Inc. (“Merkle”), and
5 Fourth-Party Defendant RGAR Holdings, LLC f/k/a Take 5 Solutions, LLC (“Take 5”)
6 (collectively, the “Parties”), by and through their counsel, submit the following Joint Statement on
7 the Status of Settlement, and Stipulation to Continue the Stay of Proceedings for an additional two
8 weeks:

9 1. On May 25, 2012, the Parties submitted a Joint Stipulation announcing that they had
10 reached an agreement as to the material terms of a class action settlement and requested that the
11 Court stay all pending motion and discovery deadlines. (Dkt. 85.)

12 2. On May 30, 2012, the Court granted the Stipulation and further instructed the Parties
13 to file a Joint Status Report on the status of the settlement or a motion for preliminary approval on
14 or before July 13, 2012. (Dkt. 86.)

15 3. On July 13 2012, the Parties applied for an extension of the stay to allow additional
16 time to complete the necessary settlement documents. (Dkt. 87.) The Court granted a thirty-five
17 (35) day extension of the stay on July 18, 2012 and instructed the Parties to file a Joint Status
18 Report on or before August 22, 2012. (Dkt. 88.)

19 4. As has been previously reported to the Court, the Parties were able to reach
20 agreement only after engaging in two settlement conferences with Magistrate Judge Howard Lloyd
21 and a one-day private mediation with the late Judge Politan. After Judge Politan unexpectedly
22 passed away with his mediator’s proposal pending (which was not ultimately accepted in full by all
23 the Parties) the Parties engaged in settlement discussions amongst themselves and were able to
24 reach an agreement as to all material terms of a class action settlement of this matter.

25 5. After reaching the agreement, Plaintiffs’ counsel prepared and circulated a draft class
26 action settlement agreement as well as draft notices announcing the proposed settlement and
27 advising proposed members of the class of their rights. Counsel for each of the Defendants, as well
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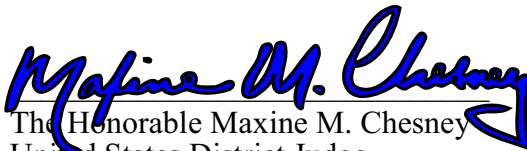
ORDER

Having considered the Parties' Joint Report on the Status of Settlement and Stipulation and good cause appearing, this litigation, including amended pleading deadlines, motion deadlines, and all discovery obligations, shall be stayed to and including September 7, 2012.

The parties are directed to file, no later than September 7, 2012, a Joint Status Report, said deadline to stand vacated without further order of the Court in the event plaintiffs have filed, on or before September 7, 2012, a motion for preliminary approval of the settlement.

IT IS SO ORDERED.

Dated: August 23, 2012


The Honorable Maxine M. Chesney
United States District Judge