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Attorney for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

HARRY J. BEIER, an individual; JOHN R. SCHOLZ, an individual; KEVIN E. BYBEE, an individual; and SALLY DILL, an individual;

on behalf of themselves and all others similarly situated

Plaintiffs,

vs.

INTERNATIONAL BROTHERHOOD OF TEAMSTERS, a labor organization; TEAMSTERS LOCAL 856, a labor organization; TEAMSTERS LOCAL 986; a labor organization; JAMES HOFFA, in his official capacity as International Brotherhood of Teamsters President and Representative; PETER FINN, in his official capacity as Teamsters Local 856 Principal Officer; UNITED AIRLINES, INC., a Delaware corporation; UNITED CONTINENTAL HOLDINGS, INC., a Delaware corporation;

Defendants.

Case No.: 18-cv-06632-JD

STIPULATION REGARDING 60-DAY EXTENSION OF ALL DEADLINES; PROPOSED ORDER

Hearing Date: May 9, 2019

Time: 10:00 a.m.

Place: Courtroom 11, 19TH Floor

Judge: Hon. James Donato

STIPULATION EXTENDING ALL DEADLINES

1 Please take Notice, pursuant to Civil Local Rule 7-12, Plaintiffs Harry J. Beier, John R.
2 Scholz, Kevin E. Bybee, and Sally Dill, (collectively, "Plaintiffs"), on the one hand, and
3 Defendants International Brotherhood of Teamsters, Teamsters Local 856, Teamsters Local
4 986, James Hoffa, Peter Finn, (collectively, "Union Defendants"), and United Airlines, Inc.,
5 and United Continental Holdings, Inc., (collectively, "United Defendants" and together with
6 Union Defendants, the "Defendants"), on the other, hereby request this Court allow a 60-day
7 extension of all pending deadlines in the above captioned matter. Good cause for so granting
8 this request is established by the following:
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- 10 1. Plaintiff Beier has recently experienced a severe medical event beyond his control.
- 11 2. Plaintiff Beier is integral to the execution and presentation of Plaintiffs' case.
- 12 3. In light of Plaintiff Beier's unexpected medical condition, additional time is necessary
13 to allow Plaintiff Beier an opportunity to continue to contribute to this matter and would give
14 the remaining Plaintiffs sufficient opportunity to prepare for and incorporate the developments
15 of Plaintiff Beier's health events in continuing to diligently pursue their case.
- 16 4. The case was initially filed on October 31, 2019.
- 17 5. Resulting from joint stipulation and court order, on January 18, 2019, the Defendants
18 filed respective Motions to Dismiss Plaintiffs' Complaint. (Doc. No. 33 and 34.)
- 19 6. On February 8, 2019, Plaintiffs filed a First Amended Complaint. (Doc. No. 37).
- 20 7. On February 18, 2019, Plaintiffs propounded certain discovery requests, with responses
21 due on or before March 20, 2019.
- 22 8. All Defendants responded timely to these requests; a meet and confer regarding the
23 United Defendants' responses has been requested by Plaintiffs but not yet scheduled.
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1 9. Resulting from joint stipulation and court order, on March 15, 2019, the Defendants
2 filed respective Motions to Dismiss Plaintiffs' First Amended Complaint. (Doc. No. 33 and
3 34.)

4 10. Resulting from joint stipulation and court order, the deadline for Plaintiffs to file their
5 opposition to Defendants' Motions to Dismiss is April 15, 2019 and the deadline for
6 Defendants to file any reply briefs is April 22, 2019.

7 11. Resulting from joint stipulation and court order, a hearing date of May 9, 2019 is set on
8 the pending Motions to Dismiss, including oral argument due to Plaintiffs' counsel having six
9 or fewer years of bar certification.

10 12. The requested time modification would, therefore, affect the opposition and replies to
11 the pending Motions to Dismiss; the hearing on the motions.

12 13. All parties agree Plaintiffs' date to file opposition briefs to Defendants' Motions to
13 Dismiss be extended by approximately 60-days, to June 17, 2019; similarly, all parties agree
14 Defendants' date to file reply briefs to Plaintiffs' Opposition to Defendants' Motions to
15 Dismiss be extended by approximately 60-days, to July 1, 2019.

16 14. All parties agree a hearing date of July 25, 2019 should be set on the pending Motions
17 to Dismiss, including oral argument due to Plaintiffs' counsel having six or fewer years of bar
18 certification.

19 The parties respectfully request this Court so order.

20 Dated: April 10, 2019

21 By: /s/ Jane C. Mariani
22 JANE C. MARIANI,
23 *Counsel for Plaintiffs*

24 By: /s/ Chris A. Hollinger
25 CHRIS A. HOLLINGER,
26 *Counsel for Defendants United Airlines, Inc. and*
27 *United Continental Holdings, Inc.*

1 By: /s/ Susan K. Garea
2 SUSAN K. GAREA,

3 *Counsel for Defendants International Brotherhood*
4 *of Teamsters, Teamsters Local 856, Teamsters*
5 *Local 986, James Hoffa and Peter Finn*

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7 **ATTESTATION CLAUSE**

8 I, Jane C. Mariani, hereby attest, in accordance with Local Rule 5-1(i)(3), each
9 signatory has concurred in the filing of this document.

10 Dated: April 10, 2019

11 By: /s/ Jane C. Mariani
12 JANE C. MARIANI
13 *Counsel for Plaintiffs*