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COMCAST CORPORATION and
COMCAST CABLE
COMMUNICATIONS, LLC

22 UNITED STATES DISTRICT COURT
23 NORTHERN DISTRICT OF CALIFORNIA
24 SAN FRANCISCO DIVISION

25 CHARLES TILLAGE and
26 JOSEPH LOOMIS,
27 Individually, As Private Attorneys General,
28 and On Behalf of All Others Similarly
Situated,

Plaintiffs,

v.

COMCAST CORPORATION; and
COMCAST CABLE
COMMUNICATIONS, LLC, and
DOES 1-20, inclusive

Defendants.

Case No. 3:17-cv-06477-VC-DMR

**STIPULATION AND ~~PROPOSED~~
ORDER MODIFYING SCHEDULE**

1 Plaintiffs Charles Tillage and Joseph Loomis (together, “Plaintiffs”) and Defendants
2 Comcast Corporation and Comcast Cable Communications, LLC (together, “Comcast”), by and
3 through their undersigned counsel, respectfully submit this stipulation and proposed order
4 requesting that the existing schedule and deadlines in this case be continued by approximately
5 four (4) weeks, due to inadvertent delays in Comcast’s production of documents, as follows:

6 WHEREAS, on July 6, 2020, at the joint request of the parties, the Court entered an Order
7 modifying and establishing the current case schedule up to and including the hearing on
8 Plaintiffs’ motion for class certification (Dkt. 105 “July 6 Scheduling Order”);

9 WHEREAS, in requesting the July 6 Scheduling Order, which modified the then-existing
10 case schedule, the parties explained that they have been hard at work on discovery issues, but that
11 discovery was taking longer than had been anticipated, including due to delays associated with
12 the COVID-19 virus (Dkt. 104);

13 WHEREAS, under the July 6 Scheduling Order, Comcast’s deadline to substantially
14 complete its production of documents in response to Plaintiffs’ Amended First Set of Requests for
15 Production of Documents was July 31, 2020, and the remaining dates in the July 6, 2020
16 Scheduling Order followed the July 31, 2020 date (Dkt. 105);

17 WHEREAS, although Comcast made a production of documents on July 31, 2020,
18 Comcast has experienced unexpected delays in producing documents, including due to an
19 inadvertent processing error by its document review vendor, and as a result, Comcast’s substantial
20 completion of its document production (including a significant portion of Comcast’s document
21 production) will not occur until August 31, 2020;

22 WHEREAS, the parties have been engaged in further discovery as well, including:

- 23 • On June 23, Comcast served its First Requests for Production of Documents on
24 Plaintiffs. On July 23, 2020, Plaintiffs served written responses to Comcast’s First
25 Requests for Production of Documents. On August 17, 2020, Plaintiffs made a
26 production of documents in response to Comcast’s requests. The parties are
27 meeting and conferring about Plaintiffs’ production; and
28

- On July 24, 2020, Plaintiffs served a second wave of discovery requests including further document requests, interrogatories and requests for admission.

WHEREAS, due to the unexpected production delays, and to ensure there is sufficient time for the parties to substantially complete the appropriate discovery (including sufficient time with the documents before depositions), serve class certification expert declarations, and prepare class certification papers, the parties have agreed, subject to Court approval, to continue the existing case schedule and deadlines by approximately four (4) weeks.

THEREFORE, IT IS HEREBY STIPULATED by the parties through their respective counsel, and subject to the Court’s approval, that the existing case schedule and deadlines are hereby modified as follows:

Event	Current Deadline	Proposed New Deadline
Comcast’s substantial completion of agreed document production in response to Plaintiffs’ Amended First Set of Requests for Production of Documents ^[1]	July 31, 2020	August 31, 2020
Fact witness depositions for class certification motion to be completed	November 20, 2020	December 18, 2020
Plaintiffs to serve any expert declarations in support of their motion for class certification	December 10, 2020	January 7, 2021
Plaintiffs’ motion for class certification	January 14, 2021	February 11, 2021
Depositions of Plaintiffs’ expert(s) in support of class certification to be completed	January 28, 2021	February 25, 2021
Comcast to serve any expert declarations in opposition to Plaintiffs’ motion for class certification	February 11, 2021	March 11, 2021

^[1] This excludes certain requests and portions of requests as to which the parties continue to have outstanding disagreements as of this filing. Those documents, if they are to be produced, may be produced on separate track(s).

Event	Current Deadline	Proposed New Deadline
Comcast’s opposition to class certification	March 4, 2021	April 1, 2021
Depositions of Comcast’s expert(s) in opposition to class certification to be completed	March 18, 2021	April 15, 2021
Plaintiffs’ reply in support of class certification	April 15, 2021	May 13, 2021
Hearing on motion for class certification	May 6, 2021, 10:00 a.m.	June 3, 2021, 10:00 a.m.

IT IS SO STIPULATED.

Dated: August 18, 2020

Respectfully submitted,

LIEFF CABRASER HEIMANN & BERNSTEIN, LLP

By: /s/ Roger N. Heller

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Attorneys for Defendants,
COMCAST CORPORATION and
COMCAST CABLE COMMUNICATIONS, LLC

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: August 20, 2020



Hon. Vince Chhabria
United States District Judge

