

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA (Western Division - Los Angeles)
CIVIL DOCKET FOR CASE #: 2:15-cv-06457-MWF-JEM**

Rachel Cody v. SoulCycle, Inc.
Assigned to: Judge Michael W. Fitzgerald
Referred to: Magistrate Judge John E. McDermott
Case in other court: 9th CCA, 17-56608
Cause: 28:2201 Declaratory Judgment

Date Filed: 08/25/2015
Date Terminated: 10/03/2017
Jury Demand: Both
Nature of Suit: 480 Consumer Credit
Jurisdiction: Federal Question

Plaintiff

Rachel Cody

*individually and on behalf of all others
similarly situated*

represented by **Brian James Dunne**

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V.

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V.

Intervenor**Intervenor Marko Cavka***TERMINATED: 09/20/2017*

represented by **Stephen M Hauptman**
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| Date Filed | # | Docket Text |
|-------------------|-------------------|---|
| 08/25/2015 | 1 | COMPLAINT Receipt No: 0973-16323820 - Fee: \$400, filed by Plaintiff Rachel Cody. (Attorney Daniel Paul Hipskind added to party Rachel Cody(pty:pla))(Hipskind, Daniel) (Entered: 08/25/2015) |
| 08/25/2015 | 2 | CIVIL COVER SHEET filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 08/25/2015) |
| 08/25/2015 | 3 | NOTICE of Interested Parties filed by Plaintiff Rachel Cody, (Hipskind, Daniel) (Entered: 08/25/2015) |
| 08/25/2015 | 4 | NOTICE OF ASSIGNMENT to District Judge George H. King and Magistrate Judge John E. McDermott. (esa) (Entered: 08/25/2015) |
| 08/25/2015 | 5 | Request for Clerk to Issue Summons on Complaint (Attorney Civil Case Opening) 1 filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 08/25/2015) |

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| 08/25/2015 | 6 | 21 DAY Summons issued re Complaint 1 as to defendant SoulCycle, Inc. (esa) (Entered: 08/25/2015) |
| 09/08/2015 | 7 | ORDER RE: CASE MANAGEMENT by Judge George H. King: This case has been assigned to the calendar of Chief Judge George H. King. The court fully adheres to Rule 1 of the Federal Rules of Civil Procedure, which requires that the Rules be construed and administered to secure the just, speedy and inexpensive determination of every action and proceeding. Counsel shall also be guided by the following special requirements, some of which are more specific than those set out in the Local Rules: (Please see attached document for details.) (dgon) (Entered: 09/09/2015) |
| 09/14/2015 | 8 | PROOF OF SERVICE Executed by Plaintiff Rachel Cody, upon Defendant SoulCycle, Inc. served on 9/8/2015, answer due 9/29/2015. Service of the Summons and Complaint were executed upon Lynanne Gares, Authorized Agent, Corporation Service Company in compliance with Federal Rules of Civil Procedure by service on a domestic corporation, unincorporated association, or public entity. Original Summons NOT returned. (Hipskind, Daniel) (Entered: 09/14/2015) |
| 09/28/2015 | 9 | NOTICE OF MOTION AND MOTION to Dismiss Case filed by Defendant SoulCycle, Inc.. Motion set for hearing on 11/2/2015 at 09:30 AM before Judge George H. King. (Attachments: # 1 Memorandum of Points and Authorities in Support of Motion to Dismiss Complaint, # 2 Request for Judicial Notice in Support of Motion to Dismiss Complaint, # 3 RJN Ex. 1 - SoulCycle Terms and Conditions, # 4 RJN Ex. 2 - Affirmative Agreement to Conditions, # 5 RJN Ex. 3 - SoulCycle Form S-1, # 6 RJN Ex. 4 - SoulCycle Steps to Purchase, # 7 RJN Ex. 5 - SoulCycle New York, Hamptons, Chicago, # 8 RJN Ex. 6 - FAQs, # 9 RJN Ex. 7 - SoulCycle Yelp Reviews, # 10 RJN Ex. 8 - SoulCycle Southern California, # 11 RJN Ex. 9 - SoulCycle My Series, # 12 Proposed Order) (Attorney Shirli Fabbri Weiss added to party SoulCycle, Inc.(pty:df)) (Weiss, Shirli) (Entered: 09/28/2015) |
| 09/28/2015 | 10 | NOTICE of Interested Parties filed by Defendant SoulCycle, Inc., identifying SoulCycle Intermediate Holdings LLC and Equinox Holdings, Inc. (Weiss, Shirli) (Entered: 09/28/2015) |
| 09/28/2015 | 11 | CORPORATE DISCLOSURE STATEMENT filed by Defendant SoulCycle, Inc. identifying Equinox Holdings, Inc. as Corporate Parent. (Weiss, Shirli) (Entered: 09/28/2015) |
| 10/09/2015 | 12 | FIRST AMENDED COMPLAINT against Defendant SoulCycle, Inc. amending Complaint (Attorney Civil Case Opening) 1 , filed by Plaintiff Rachel Cody(Hipskind, Daniel) (Entered: 10/09/2015) |
| 10/09/2015 | 13 | OPPOSITION Opposition re: NOTICE OF MOTION AND MOTION to Dismiss Case 9 filed by Plaintiff Rachel Cody. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Proposed Order) (Hipskind, Daniel) (Entered: 10/09/2015) |
| 10/21/2015 | 14 | First STIPULATION for Extension of Time to File Answer or Other Response to First Amended Complaint and Setting Briefing Schedule filed by Plaintiff Rachel Cody. (Attachments: # 1 Proposed Order)(Hipskind, Daniel) (Entered: 10/21/2015) |
| 10/23/2015 | 15 | ORDER EXTENDING DEFENDANT'S TIME TO ANSWER OR OTHERWISE RESPOND TO THE FIRST AMENDED COMPLAINT AND SETTING BRIEFING SCHEDULE granting Stipulation for Extension of Time to File 14 : PURSUANT TO THE PARTIES' STIPULATION, IT IS HEREBY ORDERED THAT: Defendant shall have until October 30, 2015, to answer, move or otherwise respond to the First Amended Complaint. If Defendant files a motion to dismiss on or before that date, the following briefing schedule shall |

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| | | apply: Motion to dismiss due: on or before October 30, 2015; Opposition brief due: on or before November 13, 2015; Reply brief due: on or before November 23, 2015; Noticed hearing date: on or after December 7, 2015 (bm) (Entered: 10/23/2015) |
| 10/23/2015 | 16 | NOTICE of Appearance filed by attorney Grant P Alexander on behalf of Defendant SoulCycle, Inc. (Attorney Grant P Alexander added to party SoulCycle, Inc.(pty:dft)) (Alexander, Grant) (Entered: 10/23/2015) |
| 10/23/2015 | 17 | APPLICATION for attorney Lauren F. Gizzi to Appear Pro Hac Vice (PHV FEE NOT PAID.) filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order on Application of Non-Resident Attorney to Appear in a Specific Case Pro Hac Vice) (Alexander, Grant) (Entered: 10/23/2015) |
| 10/23/2015 | 18 | APPLICATION for attorney Keara M. Gordon to Appear Pro Hac Vice (PHV FEE NOT PAID.) filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order on Application of Non-Resident Attorney to Appear in a Specific Case Pro Hac Vice) (Alexander, Grant) (Entered: 10/23/2015) |
| 10/26/2015 | 19 | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: APPLICATION for attorney Keara M. Gordon to Appear Pro Hac Vice (PHV FEE NOT PAID.) 18 . The following error(s) was found: Other error(s) with document(s) are specified below: Last name is inconsistent. Name is New York is Keara M. O'Donnell and name in DC is Gordon. Clerk cannot tell which name is current and correct. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (lt) (Main Document 19 replaced on 10/28/2015) (lt). (Entered: 10/26/2015) |
| 10/26/2015 | 20 | ORDER ON APPLICATION OF NON-RESIDENT ATTORNEY TO APPEAR IN A SPECIFIC CASE PRO HAC VICE by Judge George H. King: granting 17 APPLICATION to Appear Pro Hac Vice by Attorney Lauren F. Gizzi on behalf of Defendant, designating Grant P. Alexander as local counsel. (lt) (Entered: 10/27/2015) |
| 10/26/2015 | 21 | ORDER ON APPLICATION OF NON-RESIDENT ATTORNEY TO APPEAR IN A SPECIFIC CASE PRO HAC VICE by Judge George H. King: granting 18 APPLICATION to Appear Pro Hac Vice by Attorney Keara M. Gordon on behalf of Defendant, designating Grant P. Alexander as local counsel. (lt) (Entered: 10/27/2015) |
| 10/27/2015 | 22 | MINUTES (IN CHAMBERS) Order re: Motion of Defendant SoulCycle Inc. to Dismiss Complaint [Dkt. 9] by Judge George H. King finding as moot 9 MOTION to Dismiss Case: Accordingly, Defendant's Motion is DENIED as moot. Furthermore, Defendant's Motion, currently scheduled to be heard on Monday, November 2, 2015 at 9:30 a.m., is hereby TAKEN OFF CALENDER. Defendant SHALL file a response to the FAC in accordance with our October 23, 2015 Order. [See Dkt. 15.] (see document for further details) (bm) (Entered: 10/27/2015) |
| 10/28/2015 | 23 | RESPONSE BY THE COURT TO NOTICE TO FILER OF DEFICIENCIES IN ELECTRONICALLY FILED DOCUMENTS 19 RE: Motion for appearance Pro Hac Vice 18 that the document is accepted as filed. Other: The Court received a phone call regarding the name. Counsel to e-file a notice of change of attorney information updating the Court. (bm) (Entered: 10/28/2015) |
| 10/30/2015 | 24 | NOTICE OF MOTION AND MOTION to Dismiss Case - <i>to Dismiss First Amended Class</i> |

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| | | <i>Action Complaint</i> filed by Defendant SoulCycle, Inc.. Motion set for hearing on 12/7/2015 at 09:30 AM before Judge George H. King. (Attachments: # 1 Memorandum of Points and Authorities in Support of Motion to Dismiss, # 2 Request for Judicial Notice in Support of Motion to Dismiss, # 3 RJN Ex. 1-Response to Rachel Cody Letter1, # 4 RJN Ex. 2-T&Cs, # 5 RJN Ex. 3-Screen showing affirmative agmt. to T&Cs, # 6 RJN Ex. 4-SoulCycle Form S-1, # 7 RJN Ex. 5-Gift Card, # 8 RJN Ex. 6-Class prices in NYC, Hamptons, Chicago, # 9 RJN Ex. 7-Bike booking page, # 10 RJN Ex. 8-Cody Account History, # 11 RJN Ex. 9-FAQs, # 12 RJN Ex. 10-SoulCycle Yelp Reviews, # 13 Proposed Order) (Weiss, Shirli) (Entered: 10/30/2015) |
| 11/14/2015 | 25 | OPPOSITION to NOTICE OF MOTION AND MOTION to Dismiss Case - <i>to Dismiss First Amended Class Action Complaint</i> 24 filed by Plaintiff Rachel Cody. (Attachments: # 1 Declaration of Dorian S. Berger, # 2 Exhibit A, # 3 Exhibit B, # 4 Exhibit C)(Berger, Dorian) (Entered: 11/14/2015) |
| 11/19/2015 | 26 | Joint STIPULATION for Extension of Time to File Reply as to Response in Opposition to Motion, 25 filed by defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order)(Weiss, Shirli) (Entered: 11/19/2015) |
| 11/23/2015 | 27 | ORDER EXTENDING DEFENDANT'S TIME TO REPLY TO PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION TO DISMISS FAC by Judge George H. King, re Stipulation for Extension of Time to File Response/Reply 26 : PURSUANT TO THE PARTIES' STIPULATION, AND GOOD CAUSE APPEARING, IT IS HEREBY ORDERED THAT: Defendant SoulCycle Inc. shall have until November 25, 2015 to file its Reply to Plaintiff's Opposition to Defendant's Motion to Dismiss the First Amended Complaint. (bm) (Entered: 11/23/2015) |
| 11/25/2015 | 28 | REPLY in support of NOTICE OF MOTION AND MOTION to Dismiss Case - <i>to Dismiss First Amended Class Action Complaint</i> 24 filed by Defendant SoulCycle, Inc.. (Weiss, Shirli) (Entered: 11/25/2015) |
| 12/03/2015 | 29 | MINUTE ORDER (IN CHAMBERS): ORDER by Judge George H. King. On the court's own motion, Defendant's Motion to Dismiss First Amended Complaint 24 , noticed for hearing on DECEMBER 7, 2015, is TAKEN OFF CALENDAR and will be taken UNDER SUBMISSION without oral argument on that date pursuant to Local Rule 7-15. No appearance by counsel shall be necessary. The hearing date is vacated. Further briefing, if any, shall be filed in accordance with Local Rules as if the noticed hearing date had not been vacated. IT IS SO ORDERED. (lom) (Entered: 12/03/2015) |
| 01/11/2016 | 30 | MINUTES (IN CHAMBERS) re: Motion of Defendant SoulCycle Inc. to Dismiss First Amended Class Action Complaint [Dkt. 24] by Judge George H. King granting in part and denying in part 24 MOTION to Dismiss Case: In light of the foregoing, we (1) GRANT Defendant's Motion with respect to the CLRA claim and DISMISS this claim without prejudice; (2) GRANT Defendant's Motion with respect to the unjust enrichment claim and DISMISS this claim with prejudice as a claim but without prejudice to Plaintiff's seeking it as a remedy; (3) GRANT Defendant's Motion with respect to the breach of the implied covenant of good faith and fair dealing claim and DISMISS this claim with prejudice; and (4) DENY Defendant's Motion with respect to all remaining claims. Should Plaintiff elect to file a second amended complaint, she SHALL do so within 30 days hereof. Plaintiff's failure to file a second amended complaint will be deemed her admission that amendment of the dismissed CLRA claim is futile, and in that event, the CLRA claim will be dismissed with prejudice. If Plaintiff |

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| | | elects not to file a second amended complaint, Defendant SHALL answer the remaining claims in the operative complaint within 14 days of this election. If Plaintiff files a second amended complaint, Defendant SHALL respond to it within 30 days thereafter. (see document for further details) (bm) (Entered: 01/12/2016) |
| 02/04/2016 | 31 | ***STRICKEN ON 02/08/2016*** JOINT RULE 26(f) REPORT filed by Plaintiff Rachel Cody. (Hipskind, Daniel) Modified on 2/8/2016 (dgon). (Entered: 02/04/2016) |
| 02/08/2016 | 32 | ORDER by Judge George H. King re Report 31 . The following document(s) be STRICKEN for failure to comply with the Local Rules, General Order and/or the Courts Case Management Order for the following reason(s): Other error(s) with document(s): Joint Report is premature at this time Plaintiff was given 30 days from January 11, 2016 in which to file a First Amended Complaint. Court has not yet issued an order setting the scheduling conference, as no answer has been filed.. (dgon) (Entered: 02/08/2016) |
| 02/10/2016 | 33 | Second AMENDED COMPLAINT against Defendant SoulCycle, Inc. amending Amended Complaint/Petition 12 , filed by Plaintiffs Rachel Cody(Hipskind, Daniel) (Entered: 02/10/2016) |
| 03/04/2016 | 34 | NOTICE of Change of Attorney Business or Contact Information: for attorney Daniel Paul Hipskind counsel for Plaintiff Rachel Cody. Changing firm name to Berger & Hipskind LLP. Changing e-mail to dph@bergerhipskind.com. Filed by Plaintiff Daniel Hipskind. (Hipskind, Daniel) (Entered: 03/04/2016) |
| 03/04/2016 | 35 | NOTICE of Change of Attorney Business or Contact Information: for attorney Dorian S Berger counsel for Plaintiff Rachel Cody. Changing firm name to Berger & Hipskind LLP. Changing e-mail to dsb@bergerhipskind.com. Filed by Plaintiffs' Counsel Dorian Berger. (Berger, Dorian) (Entered: 03/04/2016) |
| 03/11/2016 | 36 | NOTICE OF MOTION AND MOTION to Dismiss Second Amended Class Action Complaint filed by defendant SoulCycle, Inc.. Motion set for hearing on 4/11/2016 at 09:30 AM before Judge George H. King. (Attachments: # 1 Memorandum of Points and Authorities, # 2 Request for Judicial Notice, # 3 Exhibit 1 to RJN, # 4 Exhibit 2 to RJN, # 5 Exhibit 3 to RJN, # 6 Exhibit 4 to RJN, # 7 Exhibit 5 to RJN, # 8 Exhibit 6 to RJN, # 9 Exhibit 7 to RJN, # 10 Exhibit 8 to RJN, # 11 Exhibit 9 to RJN, # 12 Exhibit 10 to RJN, # 13 Exhibit 11 to RJN, # 14 Exhibit 12 to RJN, # 15 Proposed Order) (Weiss, Shirli) (Entered: 03/11/2016) |
| 03/21/2016 | 37 | MEMORANDUM in Opposition to NOTICE OF MOTION AND MOTION to Dismiss Second Amended Class Action Complaint 36 filed by Plaintiff Rachel Cody. (Attachments: # 1 Declaration of Daniel P. Hipskind, # 2 Exhibit A, # 3 Exhibit B, # 4 Exhibit C)(Berger, Dorian) (Entered: 03/21/2016) |
| 03/28/2016 | 38 | REPLY in support of NOTICE OF MOTION AND MOTION to Dismiss Second Amended Class Action Complaint 36 filed by Defendant SoulCycle, Inc.. (Weiss, Shirli) (Entered: 03/28/2016) |
| 04/07/2016 | 39 | MINUTE ORDER(IN CHAMBERS): ORDER by Judge George H. King. On the court's own motion, Defendant's Motion to Dismiss First Amended Class Action Complaint 36 , noticed for hearing on APRIL 11, 2016, is TAKEN OFF CALENDAR and will be taken UNDER SUBMISSION without oral argument on that date pursuant to Local Rule 7-15. No appearance by counsel shall be necessary. The hearing date is vacated. Further briefing, if any, shall be filed in accordance with Local Rules as if the noticed hearing date had not been vacated. IT IS SO ORDERED. (lom) (Entered: 04/07/2016) |

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| 04/22/2016 | 40 | MINUTES (In Chambers): Order re: Motion to Dismiss Second Amended Class Action Complaint 36 by Judge George H. King. We GRANT SoulCycle's Motion with respect to the independent claim for violation of California Civil Code 1749.5. The 1749.5 claim is DISMISSED. We DENY SoulCycle's Motion with respect to all remaining claims.9 SoulCycle SHALL answer the remaining claims in the SAC within 14 days hereof. IT IS SO ORDERED. (lom) Modified on 4/22/2016 (lom). (Entered: 04/22/2016) |
| 05/03/2016 | 41 | NOTICE OF MOTION AND MOTION to Extend Time to File Answer to 5/20/2016 re Amended Complaint/Petition 33 filed by defendant SoulCycle, Inc.. Motion set for hearing on 6/6/2016 at 09:30 AM before Judge George H. King. (Attachments: # 1 Memorandum of Points and Authorities, # 2 Proposed Order) (Weiss, Shirli) (Entered: 05/03/2016) |
| 05/05/2016 | 42 | ORDER GRANTING UNOPPOSED MOTION OF DEFENDANT SOULCYCLE INC. TO EXTEND DEFENDANT'S TIME TO ANSWER PLAINTIFFS' SECOND AMENDED COMPLAINT by Judge George H. King granting 41 MOTION for Extension of Time to Answer: IT IS HEREBY ORDERED that Defendants Answer to Plaintiffs' Second Amended Complaint shall be filed by May 20, 2016. The hearing date of June 6, 2016 on this motion is vacated. (bm) (Entered: 05/06/2016) |
| 05/20/2016 | 43 | ANSWER to Amended Complaint/Petition 33 JURY DEMAND. filed by defendant SoulCycle, Inc..(Weiss, Shirli) (Entered: 05/20/2016) |
| 05/23/2016 | 44 | ORDER SETTING SCHEDULING CONFERENCE by Judge George H. King: Counsel shall read this order carefully and shall refer to the Federal Rules of Civil Procedure, revised as of December 1, 2015, in complying with this Order. I. THIS MATTER IS SET FOR SCHEDULING CONFERENCE ON: MONDAY, JULY 25, 2016 AT 1:30 P.M., at the Roybal Federal Building and Courthouse, 255 E. Temple Street, Courtroom 650, Los Angeles, California. Counsel primarily responsible for the conduct of this litigation and who has the authority to enter into stipulations and to make admissions regarding all matters that the participants may reasonably anticipate may be discussed, or the party if unrepresented, SHALL ATTEND IN PERSON. II. PARTIES' PLANNING MEETING: By no later than JUNE 24, 2016, counsel for all appearing parties and all unrepresented appearing parties, if any, shall meet, in person, and discuss the matters set forth in Fed. R. Civ. P. 26(f) as well as those items identified in Part III, below. In reporting on their Discovery Plan pursuant to Rule 26(f)(3), the parties shall set forth a thoughtful and targeted plan on the subjects identified in Rule 26(f)(3) (B), and shall not simply report that they will conduct all available discovery on all conceivable matters. The parties shall also specifically report on the subjects identified in Rules 26(f)(3)(C) and (D). If necessary, the Court may refer the parties to the Magistrate Judge to conduct a discovery conference to formulate a more detailed and specific discovery plan that will govern discovery in this case. III. REPORT OF PARTIES' PLANNING MEETING: By no later than JULY 11, 2016, counsel for all appearing parties and all unrepresented appearing parties, if any, shall file a joint "REPORT OF PARTIES' PLANNING MEETING" which shall (1) be so labeled, (2) state the date of the Scheduling Conference set by this Order, and (3) address not only those subjects in Rule 26(f), but also the following: (see document for further details) (bm) (Entered: 05/23/2016) |
| 06/03/2016 | 45 | NOTICE OF MOTION AND MOTION for Order for to Modify Order Setting Scheduling Conference to Extend Date of Federal Rule of Civil Procedure 26(f) Planning Meeting filed by defendant SoulCycle, Inc.. Motion set for hearing on 7/11/2016 at 09:30 AM before Judge George H. King. (Attachments: # 1 Memorandum of Points and Authorities, # 2 Proposed Order) (Weiss, Shirli) (Entered: 06/03/2016) |

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| 06/08/2016 | 46 | ORDER GRANTING UNOPPOSED MOTION OF DEFENDANT SOULCYCLE INC. TO MODIFY ORDER SETTING SCHEDULING CONFERENCE TO EXTEND DATE OF FEDERAL RULE OF CIVIL PROCEDURE 26(f) PLANNING MEETING 45 by Judge George H. King: Upon consideration of the Unopposed Motion of Defendant SoulCycle Inc. to Modify Order Setting Scheduling Conference in the above-captioned case, and in consideration of the arguments of counsel and all papers presented to the Court, and good cause appearing, the Court hereby GRANTS Defendant's Motion. IT IS HEREBY ORDERED that the Parties' Federal Rule of Civil Procedure 26(f) Planning Meeting shall take place no later than July 7, 2016. (bm) (Entered: 06/08/2016) |
| 06/15/2016 | 47 | STIPULATION for Protective Order filed by defendant SoulCycle, Inc..(Weiss, Shirli) (Entered: 06/15/2016) |
| 06/21/2016 | 48 | PROTECTIVE ORDER by Magistrate Judge John E. McDermott re Stipulation for Protective Order 47 . [See Order for details.] (san) (Entered: 06/21/2016) |
| 07/11/2016 | 49 | REPORT of PARTIES' PLANNING MEETING filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 07/11/2016) |
| 07/12/2016 | 50 | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Report 49 . The following error(s) was found: Incorrect event selected. The correct event is: Joint Report Rule 26(f) Discovery Plan. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (lom) (Entered: 07/12/2016) |
| 07/13/2016 | 51 | RESPONSE BY THE COURT TO NOTICE TO FILER OF DEFICIENCIES IN ELECTRONICALLY FILED DOCUMENTS RE: Report 49 by Clerk. The document is accepted as filed. (lom) (Entered: 07/13/2016) |
| 07/25/2016 | 52 | MINUTES OF (IN CHAMBERS) SCHEDULING CONFERENCE AND ORDER SETTING SCHEDULING DATES held before Judge George H. King: Court conducts scheduling conference with counsel and enters the following scheduling order: 1. Any stipulation or motion to amend as to any claims, defenses and/or parties shall be lodged/filed by no later than August 22, 2016, failing which it shall be deemed that party's waiver of any such amendments in this action. 2. Any motion for class certification shall be filed in strict compliance with the Local Rules by no later than October 31, 2016. Defendant shall file its opposition by no later than December 23, 2016, and the plaintiffs may file a reply by no later than January 27, 2017. We will take the matter under submission without oral argument thereafter. If plaintiffs fail to timely and properly file their motion for class certification as ordered herein, the class allegations will be stricken. In that event, this action will proceed as the individual action of the named plaintiff only. 3. All discovery (fact and expert) shall be COMPLETED by no later than March 24, 2017. Completion means that any discovery that is not received in hand by the requesting party by the completion date will be denied. If any discovery motions are necessary, the parties shall ensure that they are calendared and heard by the magistrate judge sufficiently in advance of the completion date to permit actual production, by the completion date, of any discovery the judge might order. 4. The parties shall designate their expert witnesses, if any, and make the required disclosures by no later than January 27, 2017, and do likewise for any rebuttal expert witnesses by no later than February 17, 2017. 5. The parties shall comply with Local Rule 16-15 as follows: a) First, inasmuch as the parties are interest in early mediation, they shall go to private mediation (which they selected) by no later than September 30, 2016. |

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| | | <p>Within 10 days hereof, counsel shall file a joint status report with the court setting forth the date set for early mediation. Thereafter, counsel shall file a joint status report with the court within 48 hours of conclusion of the mediation to advise the court of the result of such mediation; b) If the case is not resolved at the early mediation, the parties shall conduct a follow-up mediation by no later than April 7, 2017. Thereafter, counsel shall file a joint status report with the court within 48 hours of conclusion of the mediation to advise the court of the result of such mediation. 6. No motion for summary judgment may be filed without a joint certification by counsel that they have complied in good faith with Local Rule 16-15 as set forth above. Any motion for summary judgment shall be filed in compliance with the Local Rules, as well as our Order Re: Summary Judgment Motions issued concurrently herewith, by no later than May 31, 2017, and noticed for hearing thereafter regularly under the Local Rules. Any untimely or non-conforming motion will be denied. Any motion for summary judgment that is filed without a certification of compliance with Local Rule 16-15 as set forth above will be stricken and denied. 7. The court will set pre-trial conference and trial dates, if necessary, after resolution of the summary judgment motion(s), if any. 8. Failure by any party and/or counsel to strictly comply with the Federal and Local Rules, as well as our Orders, will result in the imposition of an appropriate sanction against the offending party/counsel. Court Reporter: N/A. (bm) (Entered: 07/27/2016)</p> |
| 07/27/2016 | 53 | <p>ORDER RE: SUMMARY JUDGMENT MOTIONS by Judge George H. King: A deadline for dispositive motions has been set in the above-captioned case. Any motion(s) for summary judgment SHALL comply with all Federal and Local Rules, as well as this Order. Please be advised that this Order contains requirements more specific than the Local and Federal Rules. (Please see attached document for further details.), (dgon) (Entered: 07/27/2016)</p> |
| 08/04/2016 | 54 | <p>NOTICE OF MEDIATION DATE filed. Mediation set for 09/23/2016.(Hipskind, Daniel) (Entered: 08/04/2016)</p> |
| 09/09/2016 | 55 | <p>APPLICATION of Non-Resident Attorney Nicholas R. Diamand to Appear Pro Hac Vice on behalf of Plaintiff Rachel Cody (Pro Hac Vice Fee - Fee Paid, Receipt No. 0973-18518432) filed by Plaintiffs Rachel Cody. (Attachments: # 1 Proposed Order, # 2 Certificate of Good Standing) (Hipskind, Daniel) (Entered: 09/09/2016)</p> |
| 09/09/2016 | 56 | <p>NOTICE of Deficiency in Electronically Filed Pro Hac Vice Application RE: APPLICATION of Non-Resident Attorney Nicholas R. Diamand to Appear Pro Hac Vice on behalf of Plaintiff Rachel Cody (Pro Hac Vice Fee - Fee Paid, Receipt No. 0973-18518432) 55 . The following error(s) was/were found: Local Rule 5-4.3.4 Application not hand-signed. (lt) (Entered: 09/09/2016)</p> |
| 09/12/2016 | 57 | <p>Corrected APPLICATION of Non-Resident Attorney Nicholas R. Diamand to Appear Pro Hac Vice on behalf of Plaintiff Rachel Cody (Pro Hac Vice Fee - \$325 Previously Paid on 9/9/2016, Receipt No. 097318518432) filed by Plaintiffs Rachel Cody. (Attachments: # 1 Certificate of Good Standing, # 2 Proposed Order) (Hipskind, Daniel) (Entered: 09/12/2016)</p> |
| 09/13/2016 | 58 | <p>ORDER ON APPLICATION OF NON-RESIDENT ATTORNEY TO APPEAR IN A SPECIFIC CASE PRO HAC VICE by Judge George H. King: granting 57 Non-Resident Attorney Nicholas R. Diamand APPLICATION to Appear Pro Hac Vice on behalf of Plaintiffs, designating Daniel P. Hipskind as local counsel. (lt) (Entered: 09/14/2016)</p> |
| 09/27/2016 | 59 | <p>JOINT REPORT of Mediation filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 09/27/2016)</p> |
| 10/20/2016 | 60 | <p>NOTICE OF MOTION AND MOTION for Protective Order for to Quash or, in the</p> |

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| | | Alternative, Postpone the Deposition of Elizabeth Cutler filed by defendant SoulCycle, Inc.. Motion set for hearing on 11/21/2016 at 10:00 AM before Magistrate Judge John E. McDermott. (Attachments: # 1 Memorandum of Points and Authorities, # 2 Declaration of Keara M. Gordon, # 3 Exhibit A, # 4 Exhibit B, # 5 Exhibit C, # 6 Exhibit D, # 7 Exhibit E, # 8 Exhibit F, # 9 Exhibit G, # 10 Exhibit H, # 11 Exhibit I, # 12 Exhibit J, # 13 Exhibit K, # 14 Exhibit L, # 15 Exhibit M, # 16 Exhibit N, # 17 Exhibit O, # 18 Exhibit P, # 19 Exhibit Q, # 20 Exhibit R, # 21 Proposed Order)(Weiss, Shirli) (Entered: 10/20/2016) |
| 10/21/2016 | 61 | ***STRICKEN PER ORDER 64 ***APPLICATION to file document <i>Certain Exhibits in Connection with Plaintiffs' Motion to Compel</i> under seal filed by Plaintiff Rachel Cody. (Attachments: # 1 Declaration of Daniel P. Hipskind, # 2 Proposed Order)(Hipskind, Daniel) Modified on 10/24/2016 (kl). (Entered: 10/21/2016) |
| 10/21/2016 | 62 | NOTICE OF MOTION AND MOTION to Compel Discovery from Defendant SoulCycle Inc. filed by Plaintiffs Rachel Cody. Motion set for hearing on 11/15/2016 at 10:00 AM before Magistrate Judge John E. McDermott. (Attachments: # 1 Joint Stipulation, # 2 Declaration of Daniel P. Hipskind, # 3 Declaration of Keara M. Gordon, # 4 Exhibit A, # 5 Exhibit B, # 6 Exhibit C, # 7 Exhibit D, # 8 Exhibit E, # 9 Exhibit F, # 10 Exhibit G, # 11 Exhibit H, # 12 Exhibit I, # 13 Exhibit J, # 14 Exhibit K, # 15 Exhibit L, # 16 Redacted Document Exhibit M, # 17 Exhibit O, # 18 Redacted Document Exhibit P, # 19 Redacted Document Exhibit Q, # 20 Exhibit R, # 21 Exhibit S, # 22 Exhibit T, # 23 Redacted Document Exhibit U, # 24 Exhibit 4, # 25 Exhibit 5, # 26 Exhibit 6, # 27 Exhibit 7, # 28 Exhibit 8, # 29 Exhibit 9, # 30 Exhibit 10, # 31 Exhibit 11, # 32 Exhibit 12, # 33 Exhibit 13, # 34 Proposed Order)(Hipskind, Daniel) (Entered: 10/21/2016) |
| 10/24/2016 | 63 | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: APPLICATION to file document <i>Certain Exhibits in Connection with Plaintiffs' Motion to Compel under seal 61</i> . The following error(s) was found: Hearing information is missing, incorrect, or not timely. Other error(s) with document(s) are specified below: Failure to comply with L.R. 79-5.2.2 Under-Seal Documents in Non-Sealed Civil Cases. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (kl) (Entered: 10/24/2016) |
| 10/24/2016 | 64 | RESPONSE BY THE COURT TO NOTICE TO FILER OF DEFICIENCIES IN ELECTRONICALLY FILED DOCUMENTS RE: APPLICATION to file document <i>Certain Exhibits in Connection with Plaintiffs' Motion to Compel under seal 61</i> by Magistrate Judge John E. McDermott. The document is stricken and counsel is ordered to file an amended or corrected document. (kl) (Entered: 10/24/2016) |
| 10/24/2016 | 65 | Amendment to APPLICATION to file document <i>Certain Exhibits in Connection with Plaintiffs' Motion to Compel under seal 61</i> filed by Plaintiff Rachel Cody. (Attachments: # 1 Proposed Order)(Hipskind, Daniel) (Entered: 10/24/2016) |
| 10/24/2016 | 66 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document <i>Certain Exhibits in Connection with Plaintiffs' Motion to Compel under seal 61</i> filed by Plaintiff Rachel Cody. (Attachments: # 1 Exhibit 1 to the Declaration of Keara M. Gordon, # 2 Exhibit 2 to the Declaration of Keara M. Gordon, # 3 Exhibit 3 to the Declaration of Keara M. Gordon, # 4 Exhibit N to the Declaration of Daniel Hipskind)(Hipskind, Daniel) (Entered: 10/24/2016) |

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| 10/24/2016 | 67 | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: MOTION for Protective Order for to Quash or, in the Alternative, Postpone the Deposition of Elizabeth Cutler 60 . The following error(s) was found: Hearing information is missing, incorrect, or not timely. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (kl) (Entered: 10/24/2016) |
| 10/24/2016 | 68 | RESPONSE BY THE COURT TO NOTICE TO FILER OF DEFICIENCIES IN ELECTRONICALLY FILED DOCUMENTS RE: MOTION for Protective Order for to Quash or, in the Alternative, Postpone the Deposition of Elizabeth Cutler 60 by Magistrate Judge John E. McDermott. The hearing date has been rescheduled. Motion set for hearing on 11/29/2016 at 10:00 AM before Magistrate Judge John E. McDermott. (kl) (Entered: 10/24/2016) |
| 10/26/2016 | 69 | DECLARATION of Shirli F. Weiss re Amendment (Motion related) 65 in Support of Plaintiffs' Application for Leave to File Under Seal Certain Documents in Connection with Plaintiffs' Motion to Compel Discovery filed by Defendant SoulCycle, Inc.. (Weiss, Shirli) (Entered: 10/26/2016) |
| 10/28/2016 | 70 | ORDER GRANTING LEAVE TO FILE UNDER SEAL CERTAIN EXHIBITS IN CONNECTION WITH PLAINTIFFS' MOTION FOR AN ORDER COMPELLING DISCOVERY by Magistrate Judge John E. McDermott. Plaintiffs Rachel Cody and Lindsey Knowles ("Plaintiffs") filed an Application for Leave to File Under Seal Certain Exhibits in Connection with Plaintiffs' Motion for an Order Compelling Discovery on October 21, 2016. For good cause shown, IT IS ORDERED that: Plaintiffs shall file under seal the following exhibits in connection with Plaintiffs' October 21, 2016, Motion for an Order Compelling Discovery 65 . (See Order for Further Details) (kl) (Entered: 10/31/2016) |
| 10/31/2016 | 71 | NOTICE OF MOTION AND MOTION to Certify Class filed by Plaintiffs Rachel Cody. Motion set for hearing on 2/13/2017 at 09:30 AM before Judge George H. King. (Attachments: # 1 Memorandum of Points and Authorities, # 2 Declaration of Daniel P. Hipskind, # 3 Exhibit A, # 4 Redacted Document Exhibit B, # 5 Exhibit C, # 6 Exhibit D, # 7 Redacted Document Exhibit E, # 8 Redacted Document Exhibit F, # 9 Redacted Document Exhibit G, # 10 Redacted Document Exhibit H, # 11 Redacted Document Exhibit I, # 12 Redacted Document Exhibit J, # 13 Redacted Document Exhibit K, # 14 Redacted Document Exhibit L, # 15 Redacted Document Exhibit M, # 16 Redacted Document Exhibit N, # 17 Redacted Document Exhibit O, # 18 Redacted Document Exhibit P, # 19 Exhibit Q, # 20 Proposed Order) (Hipskind, Daniel) (Entered: 10/31/2016) |
| 10/31/2016 | 72 | DECLARATION of Rachel Cody in support of NOTICE OF MOTION AND MOTION to Certify Class 71 filed by Plaintiff Rachel Cody. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3)(Hipskind, Daniel) (Entered: 10/31/2016) |
| 10/31/2016 | 73 | DECLARATION of Lindsey Knowles in support of NOTICE OF MOTION AND MOTION to Certify Class 71 filed by Plaintiff Rachel Cody. (Attachments: # 1 Exhibit 4)(Hipskind, Daniel) (Entered: 10/31/2016) |
| 11/01/2016 | 74 | APPLICATION to file document under seal filed by Plaintiff Rachel Cody. (Attachments: # 1 Redacted Document Exhibit B, # 2 Redacted Document Exhibit E, # 3 Redacted Document Exhibit F, # 4 Redacted Document Exhibit I, # 5 Redacted Document Exhibit J, # 6 Redacted Document Exhibit K, # 7 Redacted Document Exhibit L, # 8 Redacted Document Exhibit M, # |

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| | | 9 Redacted Document Exhibit N, # 10 Redacted Document Memorandum of Points and Authorities in support of Plaintiffs' Class Certification Motion, # 11 Redacted Document Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion)(Hipskind, Daniel) (Entered: 11/01/2016) |
| 11/01/2016 | 75 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document under seal 74 filed by Plaintiff Rachel Cody. (Attachments: # 1 Unredacted Document Memorandum of Points and Authorities in support of Plaintiffs' Class Certification Motion, # 2 Unredacted Document Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 3 Unredacted Document Exhibit B, # 4 Unredacted Document Exhibit E, # 5 Unredacted Document Exhibit F, # 6 Unredacted Document Exhibit G, # 7 Unredacted Document Exhibit H, # 8 Unredacted Document Exhibit I, # 9 Unredacted Document Exhibit J, # 10 Unredacted Document Exhibit K, # 11 Unredacted Document Exhibit L, # 12 Unredacted Document Exhibit M, # 13 Unredacted Document Exhibit N, # 14 Unredacted Document Exhibit O, # 15 Unredacted Document Exhibit P)(Hipskind, Daniel) (Entered: 11/01/2016) |
| 11/01/2016 | 76 | EXHIBIT Proposed Order to APPLICATION to file document under seal 74 filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 11/01/2016) |
| 11/01/2016 | 77 | SEALED DOCUMENT <i>Exhibit 1</i> re MOTION to Compel Discovery from Defendant SoulCycle Inc. 62 , Order,, 70 filed by Plaintiff Rachel Cody. (Attachments: # 1 Exhibit 2, # 2 Exhibit 3, # 3 Exhibit N)(Hipskind, Daniel) (Entered: 11/01/2016) |
| 11/01/2016 | 78 | SUPPLEMENT to MOTION to Compel Discovery from Defendant SoulCycle Inc. 62 <i>Discovery Matter</i> filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 11/01/2016) |
| 11/03/2016 | 79 | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Sealed Document 77 . The following error(s) was found: Title page is missing. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (kl) (Entered: 11/03/2016) |
| 11/03/2016 | 80 | RESPONSE BY THE COURT TO NOTICE TO FILER OF DEFICIENCIES IN ELECTRONICALLY FILED DOCUMENTS RE: Sealed Document 77 by Magistrate Judge John E. McDermott. The document is accepted as filed. (kl) (Entered: 11/03/2016) |
| 11/04/2016 | 81 | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Proposed Order 76 . The following error(s) was found: Incorrect event selected. Other error(s) with document(s) are specified below The correct event is: Notices-Notice of Lodging.: A stand-alone proposed order should be e-filed by e-filing a Notice of Lodging with the separate, additional attachment of a proposed order. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (bm) (Entered: 11/04/2016) |
| 11/04/2016 | 82 | DECLARATION of Shirli F. Weiss In Support of APPLICATION to file document under seal 74 <i>Certain Documents in Connection with Plaintiffs' Class Certification Motion</i> filed by Defendant SoulCycle, Inc.. (Weiss, Shirli) (Entered: 11/04/2016) |
| 11/07/2016 | 83 | Notice of Withdrawal of Motion for Protective Order,, 60 filed by defendant SoulCycle, Inc.. (Weiss, Shirli) (Entered: 11/07/2016) |

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| 11/09/2016 | 84 | SCHEDULING NOTICE by Magistrate Judge John E. McDermott re: MOTION to Compel Discovery from Defendant SoulCycle Inc. 62 . Hearing is hereby VACATED. A ruling will follow. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (san) TEXT ONLY ENTRY (Entered: 11/09/2016) |
| 11/10/2016 | 85 | MINUTE ORDER IN CHAMBERS by Magistrate Judge John E. McDermott re: MOTION to Compel Discovery from Defendant SoulCycle Inc. 62 . At issue are Request for Production Nos. 1, 5-7 and 12-27 and Interrogatory Nos.1, 2, 6, 7 and 11. The parties' Joint Stipulation was filed on October 21, 2016. Plaintiffs filed a Supplemental Memorandum. SoulCycle did not. Preliminarily, Plaintiffs complain that SoulCycle has produced only 19 pages of documents. SoulCycle, however, produced over 3,700 pages of documents on October 19, 2016. Plaintiffs' Supplemental Memorandum does not make clear which document requests and interrogatories are still at issue. The Court therefore will address the issues presented in Plaintiffs' Supplemental Memorandum without reference to any numbered discovery requests. [See Order for details.] (san) (Entered: 11/10/2016) |
| 11/16/2016 | 86 | WITHDRAWN PURSUANT TO NOTICE E-FILED ON 11/18/16, DOCUMENT 92 . NOTICE OF MOTION AND MOTION for Review of Magistrate Judge McDermott's Order Compelling Production of Manager System re Minutes of In Chambers Order/Directive - no proceeding held,, 85 filed by Defendant SoulCycle, Inc.. Motion set for hearing on 12/19/2016 at 09:30 AM before Judge George H. King. (Attachments: # 1 Memorandum of Points and Authorities, # 2 Declaration of Keara M. Gordon, # 3 Exhibit 1 to Declaration of Keara M. Gordon, # 4 Exhibit 2 to Declaration of Keara M. Gordon, # 5 Exhibit 3 to Declaration of Keara M. Gordon, # 6 Exhibit 4 to Declaration of Keara M. Gordon, # 7 Exhibit 5 to Declaration of Keara M. Gordon, # 8 Exhibit 6 to Declaration of Keara M. Gordon, # 9 Exhibit 7 to Declaration of Keara M. Gordon, # 10 Declaration of Michael Urcinoli, # 11 Declaration of Jason Rodriguez, # 12 Proposed Order) (Weiss, Shirli) Modified on 11/21/2016 (bm). (Entered: 11/16/2016) |
| 11/17/2016 | 87 | WITHDRAWN PURSUANT TO NOTICE E-FILED ON 11/18/16, DOCUMENT 92 . APPLICATION to file document <i>in support of its Motion for Review of Magistrate Judge McDermott's Order Compelling Production of Manager System</i> under seal filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Redacted Document REDACTED Memo of Points and Authorities in Support of Motion for Review, # 2 Redacted Document REDACTED Exhibit 1 to Keara Gordon Declaration, # 3 Redacted Document REDACTED Exhibit 2 to Keara Gordon Declaration, # 4 Redacted Document REDACTED Exhibit 3 to Keara Gordon Declaration, # 5 Redacted Document REDACTED Exhibit 4 to Keara Gordon Declaration, # 6 Redacted Document REDACTED Exhibit 5 to Keara Gordon Declaration, # 7 Redacted Document REDACTED Exhibit 6 to Keara Gordon Declaration, # 8 Redacted Document REDACTED Jason Rodriguez Declaration, # 9 Redacted Document REDACTED Michael Urcinoli Declaration, # 10 Proposed Order)(Weiss, Shirli) Modified on 11/21/2016 (bm). (Entered: 11/17/2016) |
| 11/17/2016 | 88 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document <i>in support of its Motion for Review of Magistrate Judge McDermott's Order Compelling Production of Manager System</i> under seal 87 filed by Defendant SoulCycle, Inc..(Weiss, Shirli) (Entered: 11/17/2016) |
| 11/17/2016 | 89 | STATUS REPORT <i>SoulCycle Inc.'s Discovery Update Pursuant to the Court's November 10, 2016 Minute Order</i> filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Declaration of Keara M. Gordon, # 2 Exhibit 1 to Declaration of Keara M. Gordon, # 3 Exhibit 2 to |

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| | | Declaration of Keara M. Gordon, # 4 Exhibit 3 to Declaration of Keara M. Gordon)(Weiss, Shirli) (Entered: 11/17/2016) |
| 11/18/2016 | 90 | STATUS REPORT <i>Discovery Matter: Plaintiffs' Response to SoulCycle's Discovery Update</i> filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 11/18/2016) |
| 11/18/2016 | 91 | MINUTE ORDER IN CHAMBERS by Magistrate Judge John E. McDermott, ORDER RE PLAINTIFF'S MOTION FOR AN ORDER COMPELLING DISCOVERY AND STATUS REPORTS 62 , 85 , 89 , 90 . The Court has read and reviewed SoulCycle Inc.'s Discovery Update required by the Court's November 10, 2016 Order. The Court also has read and reviewed Plaintiffs' Response to SoulCycle Inc.'s Discovery Update. The Court makes the following observations, findings and rulings.[See document for details.] (san) (Entered: 11/18/2016) |
| 11/18/2016 | 92 | Notice of Withdrawal of Motion for Review,, 86 , Leave to File Document Under Seal,, 87 filed by Defendant SoulCycle, Inc.. (Weiss, Shirli) (Entered: 11/18/2016) |
| 11/22/2016 | 93 | MINUTE ORDER IN CHAMBERS re: (1) Motion for Review of Magistrate Judge Order (Dkt. 86); (2) Application to File Document Under Seal (Dkt. 87) by Judge George H. King: Defendant filed the above-captioned motion and application to seal on November 16, 2016 and November 17, 2016, respectively. (See Dkts. 86-87.) On November 18, 2016, Defendant withdrew its motion and application to seal. Accordingly, the motion and application to seal are DENIED as moot. The hearing set for December 19, 2016 is VACATED and TAKEN OFF CALENDAR. (bm) (Entered: 11/22/2016) |
| 11/30/2016 | 94 | APPLICATION to file document <i>Submitted In Support of Withdrawn Motion for Review of Magistrate Judge McDermott's Order Compelling Production of Manager System [Dkt No. 86]</i> under seal filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Declaration of Shirli F. Weiss, # 2 Proposed Order)(Weiss, Shirli) (Entered: 11/30/2016) |
| 12/01/2016 | 95 | Discovery Update filed by Defendant SoulCycle, Inc. re: Minutes of In Chambers Order/Directive - no proceeding held,, 91 (Attachments: # 1 Declaration of Arthur Curcuru) (Weiss, Shirli) (Entered: 12/01/2016) |
| 12/02/2016 | 96 | ORDER GRANTING APPLICATION OF DEFENDANT SOULCYCLE INC. FOR LEAVE TO MAINTAIN UNDER SEAL DOCUMENTS In Support Of Its Withdrawn Motion For Review Of Magistrate Judge McDermott's Order Compelling Production Of Manager System by Judge George H. King granting 94 APPLICATION to Seal Document (bm) (Entered: 12/05/2016) |
| 12/08/2016 | 97 | STATUS REPORT <i>Discovery Matter: Joint Stipulation in Response to November 18, 2016, Discovery Order</i> filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 12/08/2016) |
| 12/12/2016 | 98 | MINUTE (IN CHAMBERS) ORDER RE DISCOVERY UPDATE by Magistrate Judge John E. McDermott. The Court is pleased with the parties' apparent progress in resolving the pending discovery disputes. The Court agrees with the dates proposed by the parties for production of information from SoulCycle's Manager System Database. The Court therefore ORDERS that the parties shall file a Joint Stipulation addressing any remaining issue concerning the scope of data from the Manager System Database by December 15, 2016. The Court also ORDERS SoulCycle to produce data from the Manager System Database as so far agreed by the parties by December 29, 2016. The parties, of course, may seek further relief as necessary. (kl) (Entered: 12/12/2016) |

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| 12/15/2016 | 99 | Discovery Update filed by Defendant SoulCycle, Inc. <i>pursuant to</i> re: Minutes of In Chambers Order/Directive - no proceeding held,, 98 , Minutes of In Chambers Order/Directive - no proceeding held,, 91 (Weiss, Shirli) (Entered: 12/15/2016) |
| 12/16/2016 | 100 | EX PARTE APPLICATION to Exceed Page Limitation In Brief In Opposition to Plaintiffs' Class Certification Motion filed by defendant SoulCycle, Inc.. (Attachments: # 1 Declaration of Shirli F. Weiss, # 2 Exhibit A, # 3 Proposed Order) (Weiss, Shirli) (Entered: 12/16/2016) |
| 12/17/2016 | 101 | OPPOSITION re: EX PARTE APPLICATION to Exceed Page Limitation In Brief In Opposition to Plaintiffs' Class Certification Motion 100 filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 12/17/2016) |
| 12/19/2016 | 102 | ORDER DENYING EX PARTE APPLICATION OF DEFENDANT SOULCYCLE INC. FOR ADDITIONAL PAGES ON OPPOSITION TO PLAINTIFFS' CLASS CERTIFICATION MOTION by Judge George H. King denying 100 EX PARTE APPLICATION for Leave to File Excess Pages: NOTE: CHANGES MADE BY THE COURT. Having reviewed the submissions of the parties, and no good cause appearing therefor, the Court hereby orders: SoulCycle's Ex Parte Application is DENIED. SoulCycle shall file a memorandum of points and authorities in opposition to the plaintiffs' motion for class certification of no more than 25 pages. (bm) (Entered: 12/19/2016) |
| 12/23/2016 | 103 | APPLICATION to file document <i>in support of its Opposition to Plaintiffs' Motion for Class Certification</i> under seal filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Declaration of Shirli F. Weiss, # 2 Proposed Order)(Weiss, Shirli) (Entered: 12/23/2016) |
| 12/23/2016 | 104 | SEALED DOCUMENT <i>Defendant SoulCycle, Inc.'s Opposition to Plaintiffs' Motion for Class Certification</i> re APPLICATION to file document <i>in support of its Opposition to Plaintiffs' Motion for Class Certification</i> under seal 103 , Scheduling Conference,,,,,,,,,,,,, Set/Reset Deadlines/Hearings,,,,,,,,,,,,, Set/Reset Motion Hearing and R&R Deadlines,,,,,,,,,,,,, 52 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Unredacted Document Elizabeth Cutler Declaration, # 2 Unredacted Document Arthur Curcuru Declaration, # 3 Unredacted Document Exhibit A to Curcuru Declaration, # 4 Unredacted Document Mary Fields Mote Declaration, # 5 Unredacted Document Exhibit A to Fields Declaration, # 6 Unredacted Document Exhibit B to Fields Declaration, # 7 Unredacted Document Exhibit C to Fields Declaration, # 8 Unredacted Document Exhibit D to Fields Declaration, # 9 Unredacted Document Exhibit E to Fields Declaration, # 10 Unredacted Document Exhibit F to Fields Declaration, # 11 Unredacted Document Exhibit G to Fields Declaration, # 12 Unredacted Document Exhibit H to Fields Declaration, # 13 Unredacted Document Exhibit I to Fields Declaration, # 14 Unredacted Document Exhibit J to Fields Declaration, # 15 Unredacted Document Exhibit K to Fields Declaration, # 16 Unredacted Document Exhibit N to Fields Declaration, # 17 Unredacted Document Exhibit O to Fields Declaration)(Weiss, Shirli) (Entered: 12/23/2016) |
| 12/23/2016 | 105 | MEMORANDUM in Opposition to NOTICE OF MOTION AND MOTION to Certify Class 71 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Redacted Document Declaration of Keara Gordon, # 2 Redacted Document Declaration of Elizabeth Cutler, # 3 Redacted Document Declaration of Mary Fields Mote, # 4 Exhibit L, # 5 Exhibit M)(Weiss, Shirli) (Entered: 12/23/2016) |
| 12/23/2016 | 106 | DOCUMENT IS STRICKEN PURSUANT TO COURT ORDER DATED 12/29/16, DOCUMENT 113 . EXHIBIT Filed filed by Defendant SoulCycle, Inc.. <i>Redacted Exhibits to</i> |

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| | | <i>Declaration of Keara M. Gordon</i> as to MEMORANDUM in Opposition to Motion, 105 . (Attachments: # 1 Exhibit 12, # 2 Exhibit 13, # 3 Exhibit 14, # 4 Exhibit 15, # 5 Exhibit 16, # 6 Exhibit 17, # 7 Exhibit 18, # 8 Exhibit 19, # 9 Exhibit 20, # 10 Exhibit 21, # 11 Exhibit 23, # 12 Exhibit 24, # 13 Exhibit 25, # 14 Exhibit 26, # 15 Exhibit 27, # 16 Exhibit 28, # 17 Exhibit 29, # 18 Exhibit 30, # 19 Exhibit 32, # 20 Exhibit 37, # 21 Exhibit 51, # 22 Exhibit 53, # 23 Exhibit 54, # 24 Exhibit 55, # 25 Exhibit 56, # 26 Exhibit 57, # 27 Exhibit 58, # 28 Exhibit 60, # 29 Exhibit 62, # 30 Exhibit 63, # 31 Exhibit 64, # 32 Exhibit 65, # 33 Exhibit 66, # 34 Exhibit 67, # 35 Exhibit 68, # 36 Exhibit 84, # 37 Exhibit 85, # 38 Exhibit 87)(Weiss, Shirli) Modified on 12/29/2016 (bm). (Entered: 12/23/2016) |
| 12/24/2016 | 107 | DOCUMENT IS STRICKEN PURSUANT TO COURT ORDER DATED 12/29/16, DOCUMENT 113 . EXHIBIT Filed filed by Defendant SoulCycle, Inc.. <i>to Declaration of Keara M. Gordon</i> as to MEMORANDUM in Opposition to Motion, 105 . (Attachments: # 1 Exhibit 2, # 2 Exhibit 3, # 3 Exhibit 4, # 4 Exhibit 8, # 5 Exhibit 43, # 6 Exhibit 44, # 7 Exhibit 47, # 8 Exhibit 48, # 9 Exhibit 49, # 10 Exhibit 50, # 11 Exhibit 61, # 12 Exhibit 69, # 13 Exhibit 70, # 14 Exhibit 71, # 15 Exhibit 72, # 16 Exhibit 73, # 17 Exhibit 74, # 18 Exhibit 86) (Weiss, Shirli) Modified on 12/29/2016 (bm). (Entered: 12/24/2016) |
| 12/24/2016 | 108 | DECLARATION of Arthur Curcuru [Redacted Document] re MEMORANDUM in Opposition to Motion, 105 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Redacted Document Exhibit A)(Weiss, Shirli) (Entered: 12/24/2016) |
| 12/24/2016 | 109 | DOCUMENT IS STRICKEN PURSUANT TO COURT ORDER DATED 12/29/16, DOCUMENT 113 . SEALED DOCUMENT <i>Unredacted Exhibits to Declaration of Keara M. Gordon</i> re APPLICATION to file document <i>in support of its Opposition to Plaintiffs' Motion for Class Certification</i> under seal 103 , Scheduling Conference,,,,,,,,,,,,, Set/Reset Deadlines/Hearings,,,,,,,,,,,,, Set/Reset Motion Hearing and R&R Deadlines,,,,,,,,,,,,, 52 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Unredacted Document Exhibit 6 to Keara Gordon Declaration, # 2 Unredacted Document Exhibit 7, # 3 Unredacted Document Exhibit 9, # 4 Unredacted Document Exhibit 10, # 5 Unredacted Document Exhibit 11, # 6 Unredacted Document Exhibit 12, # 7 Unredacted Document Exhibit 13, # 8 Unredacted Document Exhibit 14, # 9 Unredacted Document Exhibit 15, # 10 Unredacted Document Exhibit 16, # 11 Unredacted Document Exhibit 17, # 12 Unredacted Document Exhibit 18, # 13 Unredacted Document Exhibit 19, # 14 Unredacted Document Exhibit 20, # 15 Unredacted Document Exhibit 21, # 16 Unredacted Document Exhibit 22, # 17 Unredacted Document Exhibit 23, # 18 Unredacted Document Exhibit 24, # 19 Unredacted Document Exhibit 25, # 20 Unredacted Document Exhibit 26, # 21 Unredacted Document Exhibit 27, # 22 Unredacted Document Exhibit 28, # 23 Unredacted Document Exhibit 29, # 24 Unredacted Document Exhibit 30, # 25 Unredacted Document Exhibit 31, # 26 Unredacted Document Exhibit 32, # 27 Unredacted Document Exhibit 33, # 28 Unredacted Document Exhibit 34, # 29 Unredacted Document Exhibit 35, # 30 Unredacted Document Exhibit 36, # 31 Unredacted Document Exhibit 37, # 32 Unredacted Document Exhibit 38, # 33 Unredacted Document Exhibit 39, # 34 Unredacted Document Exhibit 40, # 35 Unredacted Document Exhibit 41, # 36 Unredacted Document Exhibit 42, # 37 Unredacted Document Exhibit 45, # 38 Unredacted Document Exhibit 46, # 39 Unredacted Document Exhibit 51, # 40 Unredacted Document Exhibit 52, # 41 Unredacted Document Exhibit 53, # 42 Unredacted Document Exhibit 54, # 43 Unredacted Document Exhibit 55, # 44 Unredacted Document Exhibit 56, # 45 Unredacted Document Exhibit 57, # 46 Unredacted Document Exhibit 58, # 47 Unredacted Document Exhibit 59, # 48 Unredacted Document Exhibit 60, # 49 Unredacted Document Exhibit 62, # 50 Unredacted Document Exhibit 63, # 51 Unredacted Document Exhibit 64, # 52 Unredacted Document Exhibit 65, # |

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| | | 53 Unredacted Document Exhibit 66, # 54 Unredacted Document Exhibit 67, # 55 Unredacted Document Exhibit 68, # 56 Unredacted Document Exhibit 75, # 57 Unredacted Document Exhibit 76, # 58 Unredacted Document Exhibit 77, # 59 Unredacted Document Exhibit 78, # 60 Unredacted Document Exhibit 79, # 61 Unredacted Document Exhibit 80, # 62 Unredacted Document Exhibit 81, # 63 Unredacted Document Exhibit 82, # 64 Unredacted Document Exhibit 83, # 65 Unredacted Document Exhibit 84, # 66 Unredacted Document Exhibit 85, # 67 Unredacted Document Exhibit 87, # 68 Unredacted Document Exhibit 88, # 69 Unredacted Document Exhibit 89, # 70 Unredacted Document Exhibit 90, # 71 Unredacted Document Exhibit 91)(Weiss, Shirli) Modified on 12/29/2016 (bm). (Entered: 12/24/2016) |
| 12/24/2016 | 110 | DOCUMENT IS STRICKEN PURSUANT TO COURT ORDER DATED 12/29/16, DOCUMENT 113 . EXHIBIT Filed filed by Defendant SoulCycle, Inc.. <i>Exhibit 47 (Part 2 of 2) to Declaration of Keara M. Gordon</i> as to MEMORANDUM in Opposition to Motion, 105 , Exhibit (non-trial),, 107 . (Weiss, Shirli) Modified on 12/29/2016 (bm). (Entered: 12/24/2016) |
| 12/27/2016 | 111 | DECLARATION of Daniel P. Hipskind re APPLICATION to file document <i>in support of its Opposition to Plaintiffs' Motion for Class Certification</i> under seal 103 filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 12/27/2016) |
| 12/28/2016 | 112 | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Exhibits 106 , 107 , 109 , 110 . The following error(s) was found: Title page is missing. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (bm) (Entered: 12/28/2016) |
| 12/29/2016 | 113 | RESPONSE BY THE COURT TO NOTICE TO FILER OF DEFICIENCIES IN ELECTRONICALLY FILED DOCUMENTS 112 RE: Exhibits 106 , 107 , 109 , 110 , by Clerk of Court. The document is stricken and counsel is ordered to file an amended or corrected document by January 3, 2017. (bm) (Entered: 12/29/2016) |
| 01/03/2017 | 114 | EXHIBIT Filed filed by Defendant SoulCycle, Inc.. <i>Exhibits 1-15 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> (Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 115 | EXHIBIT Filed filed by Defendant SoulCycle, Inc.. <i>Exhibits 16-30 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> (Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 116 | EXHIBIT Filed filed by Defendant SoulCycle, Inc.. <i>Exhibits 31-46 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> (Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 117 | EXHIBIT Filed filed by Defendant SoulCycle, Inc.. <i>Exhibits 47-49 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> (Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 118 | EXHIBIT Filed filed by Defendant SoulCycle, Inc.. <i>Exhibits 50-56 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> (Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 119 | EXHIBIT Filed filed by Defendant SoulCycle, Inc.. <i>Exhibits 57-66 to the Declaration of</i> |

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| | | <i>Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> (Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 120 | EXHIBIT Filed filed by Defendant SoulCycle, Inc.. <i>Exhibits 67-80 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> (Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 121 | EXHIBIT Filed filed by Defendant SoulCycle, Inc.. <i>Exhibits 81-91 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> (Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 122 | SEALED DOCUMENT <i>Exhibits 5 through 7, and 9 through 15 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> re MEMORANDUM in Opposition to Motion, 105 , Response By Court to Notice of Deficiencies (G-112B), 113 filed by Defendant SoulCycle, Inc..(Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 123 | SEALED DOCUMENT <i>Exhibits 16 through 19 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> re MEMORANDUM in Opposition to Motion, 105 , Response By Court to Notice of Deficiencies (G-112B), 113 filed by Defendant SoulCycle, Inc..(Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 124 | SEALED DOCUMENT <i>Exhibits 20 through 33 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> re MEMORANDUM in Opposition to Motion, 105 , Response By Court to Notice of Deficiencies (G-112B), 113 filed by Defendant SoulCycle, Inc..(Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 125 | SEALED DOCUMENT <i>Exhibits 34 and 35 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> re MEMORANDUM in Opposition to Motion, 105 , Response By Court to Notice of Deficiencies (G-112B), 113 filed by Defendant SoulCycle, Inc..(Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 126 | SEALED DOCUMENT <i>Exhibits 36 through 42, 45, 46, and 51 through 54 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> re MEMORANDUM in Opposition to Motion, 105 , Response By Court to Notice of Deficiencies (G-112B), 113 filed by Defendant SoulCycle, Inc..(Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 127 | SEALED DOCUMENT <i>Exhibits 55 through 60, 62 through 68, 75 through 85 and 87 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> re MEMORANDUM in Opposition to Motion, 105 , Response By Court to Notice of Deficiencies (G-112B), 113 filed by Defendant SoulCycle, Inc..(Weiss, Shirli) (Entered: 01/03/2017) |
| 01/03/2017 | 128 | SEALED DOCUMENT <i>Exhibits 88 through 91 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> re MEMORANDUM in Opposition to Motion, 105 , Response By Court to Notice of Deficiencies (G-112B), 113 filed by Defendant SoulCycle, Inc..(Weiss, Shirli) (Entered: 01/03/2017) |
| 01/04/2017 | 129 | ***THIS DOCUMENT IS HEREBY STRICKEN PER ORDER 140 - APPLICATION of Non-Resident Attorney Colleen M. Gulliver to Appear Pro Hac Vice on behalf of Defendant SoulCycle, Inc. (Pro Hac Vice Fee - Fee Paid, Receipt No. 0973-19137708) filed by |

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| | | defendant SoulCycle, Inc.. (Attachments: # 1 Certificate of Good Standing, # 2 Proposed Order) (Weiss, Shirli) Modified on 1/20/2017 (jp). (Entered: 01/04/2017) |
| 01/04/2017 | 130 | AMENDED DOCUMENT filed by Defendant SoulCycle, Inc.. Amendment to Exhibit (non-trial) 116 <i>31 through 46 to the Declaration of Keara M. Gordon in Support of Opposition to Motion for Class Certification</i> (Weiss, Shirli) (Entered: 01/04/2017) |
| 01/04/2017 | 131 | NOTICE of Deficiency in Electronically Filed Pro Hac Vice Application RE: APPLICATION of Non-Resident Attorney Colleen M. Gulliver to Appear Pro Hac Vice on behalf of Defendant SoulCycle, Inc. (Pro Hac Vice Fee - Fee Paid, Receipt No. 0973-19137708) 129 . The following error(s) was/were found: Superseded version of Form G-64 used. Local Rule 83-2.1.3.4 Local counsel does not maintain an office within the District. Other error(s) with document(s): Docket, CM and State Bar has attorney in San Diego. Application has attorney in LA.. (lt) (Entered: 01/04/2017) |
| 01/04/2017 | 132 | ORDER GRANTING APPLICATION OF DEFENDANT SOULCYCLE INC. FOR LEAVE TO FILE UNDER SEAL CERTAIN DOCUMENTS SUBMITTED IN SUPPORT OF ITS OPPOSITION TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION by Judge George H. King granting 103 APPLICATION to Seal Document (bm) (Entered: 01/05/2017) |
| 01/04/2017 | 133 | ORDER GRANTING LEAVE TO FILE UNDER SEAL CERTAIN EXHIBITS IN CONNECTION WITH PLAINTIFFS' CLASS CERTIFICATION MOTION by Judge George H. King: granting 74 APPLICATION to Seal Document (bm) (Entered: 01/05/2017) |
| 01/06/2017 | 134 | SEALED DOCUMENT <i>Unredacted version of the Memorandum of Points and Authorities in support of Plaintiffs' Class Certification Motion</i> re NOTICE OF MOTION AND MOTION to Certify Class 71 , Order on Motion for Leave to File Document Under Seal 133 filed by Plaintiff Rachel Cody. (Attachments: # 1 Unredacted Document Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 2 Exhibit B to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 3 Exhibit E to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 4 Exhibit F to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 5 Exhibit G to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 6 Exhibit H to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 7 Exhibit I to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 8 Exhibit J to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 9 Exhibit K to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 10 Exhibit L to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 11 Exhibit M to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 12 Exhibit N to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 13 Exhibit O to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion, # 14 Exhibit P to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Class Certification Motion)(Hipskind, Daniel) (Entered: 01/06/2017) |
| 01/06/2017 | 135 | SEALED OPPOSITION RE NOTICE OF MOTION AND MOTION to Certify Class 71 , Order on Motion for Leave to File Document Under Seal, 132 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Unredacted Document Declaration of Elizabeth Cutler in support of Opposition to Class Certification Motion, # 2 Unredacted Document Declaration of Arthur Curcuru in support of Opposition to Class Certification Motion, # 3 Unredacted Document |

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| | | Exhibit A to Declaration of Arthur Curcuru in support of Opposition, # 4 Unredacted Document Declaration of Mary Fields Mote in support of Opposition to Class Certification Motion, # 5 Unredacted Document Exhibit A to Declaration of Mary Fields Mote in support of Opposition, # 6 Unredacted Document Exhibit B to Declaration of Mary Fields Mote in support of Opposition, # 7 Unredacted Document Exhibit C to Declaration of Mary Fields Mote in support of Opposition, # 8 Unredacted Document Exhibit D to Declaration of Mary Fields Mote in support of Opposition, # 9 Unredacted Document Exhibit E to Declaration of Mary Fields Mote in support of Opposition, # 10 Unredacted Document Exhibit F to Declaration of Mary Fields Mote in support of Opposition, # 11 Unredacted Document Exhibit G to Declaration of Mary Fields Mote in support of Opposition, # 12 Unredacted Document Exhibit H to Declaration of Mary Fields Mote in support of Opposition, # 13 Unredacted Document Exhibit I to Declaration of Mary Fields Mote in support of Opposition, # 14 Unredacted Document Exhibit J to Declaration of Mary Fields Mote in support of Opposition, # 15 Unredacted Document Exhibit K to Declaration of Mary Fields Mote in support of Opposition, # 16 Unredacted Document Exhibit N to Declaration of Mary Fields Mote in support of Opposition, # 17 Unredacted Document Exhibit O to Declaration of Mary Fields Mote in support of Opposition, # 18 Unredacted Document Exhibits 5-7, and 9-15 to Declaration of Keara M. Gordon in support of Opposition, # 19 Unredacted Document Exhibits 16-19 to Declaration of Keara M. Gordon in support of Opposition, # 20 Unredacted Document Exhibits 20-33 to Declaration of Keara M. Gordon in support of Opposition, # 21 Unredacted Document Exhibits 34-35 to Declaration of Keara M. Gordon in support of Opposition, # 22 Unredacted Document Exhibits 36-42, 45, 46, and 51-54 to Declaration of Keara M. Gordon in support of Opposition, # 23 Unredacted Document Exhibits 55-60, 62-68, 75-85 and 87 to Declaration of Keara M. Gordon in support of Opposition, # 24 Unredacted Document Exhibits 88-91 to Declaration of Keara M. Gordon in support of Opposition)(Weiss, Shirli) (Entered: 01/06/2017) |
| 01/09/2017 | 136 | ORDER OF THE CHIEF JUDGE (#17-029) approved by Chief Judge Virginia A. Phillips. IT IS ORDERED, with the concurrence of the Case Management and Assignment Committee, that this case be reassigned from the calendar of George H. King to the calendar of Judge Michael W. Fitzgerald for all further proceedings. The case number will now reflect the initials of the transferee Judge 2:15-cv-06457 MWF(JEMx). (m) (Entered: 01/11/2017) |
| 01/11/2017 | 137 | SCHEDULING NOTICE by Judge Michael W. Fitzgerald. On the Court's own motion, the Motion to Certify Class 71 is continued to 2/27/2017 at 10:00AM before Judge Michael W. Fitzgerald in Courtroom 5A in the First Street Courthouse. The briefing schedule remains unchanged. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (rs) TEXT ONLY ENTRY (Entered: 01/11/2017) |
| 01/19/2017 | 138 | Joint STIPULATION for Discovery as to Expert Discovery filed by defendant SoulCycle, Inc.. (Weiss, Shirli) (Entered: 01/19/2017) |
| 01/19/2017 | 139 | STIPULATION to AMEND Scheduling Conference,,,,,,,,,,,,,, Set/Reset Deadlines/Hearings,,,,,,,,,,,,,, Set/Reset Motion Hearing and R&R Deadlines,,,,,,,,,,,,,, 52 filed by defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order)(Weiss, Shirli) (Entered: 01/19/2017) |
| 01/20/2017 | 140 | RESPONSE BY THE COURT TO NOTICE TO FILER OF DEFICIENCIES IN ELECTRONICALLY FILED DOCUMENTS RE: APPLICATION of Non-Resident Attorney Colleen M. Gulliver to Appear Pro Hac Vice on behalf of Defendant SoulCycle, Inc. (Pro Hac Vice Fee - Fee Paid, Receipt No. 0973-19137708) 129 by Judge Michael W. |

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| | | Fitzgerald. The document is stricken and counsel is ordered to file an amended or corrected document by 1/27/2017. (jp) (Entered: 01/20/2017) |
| 01/20/2017 | 141 | ORDER Modifying of the Court July 25, 2016 Order Setting Scheduling Dates and Related Dates 139 by Judge Michael W. Fitzgerald as follows (1) The hearing on the plaintiffs' motion for class certification will take place on 3/13/2017 at 10:00 AM. (2) The deadline for the parties' affirmative expert disclosures is 2/3/2017; and (3) The deadline for the parties rebuttal expert disclosures is 3/3/2017. (jp) (Entered: 01/20/2017) |
| 01/24/2017 | 142 | Amended APPLICATION of Non-Resident Attorney Colleen M. Gulliver to Appear Pro Hac Vice on behalf of Defendant SoulCycle, Inc. (Pro Hac Vice Fee - \$325 Previously Paid on 1/4/2017, Receipt No. 0973-19137708) filed by defendant SoulCycle, Inc.. (Attachments: # 1 Certificate of Good Standing, # 2 Proposed Order) (Alexander, Grant) (Entered: 01/24/2017) |
| 01/25/2017 | 143 | ORDER SETTING SCHEDULING CONFERENCE by Judge Michael W. Fitzgerald: A Scheduling Conference is set for 3/13/2017 at 10:00 AM before Judge Michael W. Fitzgerald, following the hearing on the Motion to Certify Class. The Joint Rule 26(f) Meeting Report is due 3/6/2017. IT IS SO ORDERED. (cw) (Entered: 01/25/2017) |
| 01/25/2017 | 144 | ORDER by Judge Michael W. Fitzgerald: The Application by Non-Resident Attorney Colleen M. Gulliver to Appear Pro Hac Vice 142 on behalf of Defendant SoulCycle Inc., designating Grant P. Alexander as local counsel, is GRANTED. (cw) (Entered: 01/25/2017) |
| 01/27/2017 | 145 | REPLY in support of NOTICE OF MOTION AND MOTION to Certify Class 71 filed by Plaintiff Rachel Cody. (Attachments: # 1 Declaration of Daniel P. Hipkind, # 2 Redacted Document Exhibit R, # 3 Exhibit S, # 4 Redacted Document Exhibit T, # 5 Redacted Document Exhibit U, # 6 Redacted Document Exhibit V)(Hipkind, Daniel) (Entered: 01/27/2017) |
| 01/27/2017 | 146 | APPLICATION to file document under seal filed by Plaintiff Rachel Cody. (Attachments: # 1 Redacted Document Reply Brief In Support Of Plaintiffs' Class Certification Motion, # 2 Redacted Document Declaration of Daniel P. Hipkind, # 3 Redacted Document Exhibit R, # 4 Redacted Document Exhibit T, # 5 Redacted Document Exhibit U, # 6 Redacted Document Exhibit V, # 7 Proposed Order)(Hipkind, Daniel) (Entered: 01/27/2017) |
| 01/27/2017 | 147 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document under seal 146 filed by Plaintiff Rachel Cody. (Attachments: # 1 Unredacted Document Plaintiffs' Reply In Support Of Motion For Class Certification, # 2 Unredacted Document Declaration of Daniel P. Hipkind, # 3 Unredacted Document Exhibit R, # 4 Exhibit S, # 5 Unredacted Document Exhibit T, # 6 Unredacted Document Exhibit U, # 7 Unredacted Document Exhibit V) (Hipkind, Daniel) (Entered: 01/27/2017) |
| 01/31/2017 | 148 | ORDER TO SHOW CAUSE by Judge Michael W. Fitzgerald. Plaintiffs are ORDERED to show cause, in writing, why the Court should grant the Application. The response shall be no more than seven pages and shall be submitted by February 6, 2017. The items shall remain under seal until the Court rules on the Application. If the Application is denied as to any item, the parties will have the opportunity to withdraw it. IT IS SO ORDERED. (jloz) (Entered: 01/31/2017) |
| 01/31/2017 | 149 | DECLARATION of Shirli F. Weiss in support of APPLICATION to file document under seal 146 <i>Certain Exhibits in Connection with Plaintiffs' Reply in Support of Class Certification</i> filed by Defendant SoulCycle, Inc.. (Weiss, Shirli) (Entered: 01/31/2017) |
| 02/02/2017 | 150 | REQUEST of Matt Olavi and Brian J. Dumne to Withdraw as Attorney filed by Plaintiff Rachel |

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| | | Cody. (Attachments: # 1 Proposed Order) (Olavi, Matt) (Entered: 02/02/2017) |
| 02/02/2017 | 151 | MINUTES (IN CHAMBERS): ORDER GRANTING APPLICATION TO FILE UNDER SEAL 146 by Judge Michael W. Fitzgerald. Accordingly, the Application is GRANTED; the OSC is DISCHARGED. IT IS SO ORDERED. (lom) (Entered: 02/02/2017) |
| 02/02/2017 | 152 | ORDER ON REQUEST FOR APPROVAL OF SUBSTITUTION OF ATTORNEY by Judge Michael W. Fitzgerald: granting 150 REQUEST to substitute Daniel Hipskind as attorney of record instead of Attorneys Matt Olavi and Brian J. Dunne for Plaintiff Rachel Cody. (lom) (Entered: 02/02/2017) |
| 02/03/2017 | 153 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document under seal 146 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Unredacted Document Exhibit A to Shirli Weiss Declaration, # 2 Unredacted Document Exhibit B to Shirli Weiss Declaration) (Weiss, Shirli) (Entered: 02/03/2017) |
| 02/03/2017 | 154 | APPLICATION to file document <i>submitted in support of Defendant SoulCycle's Motion to Compel Production of Documents from Plaintiff Rachel Cody</i> under seal filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order)(Weiss, Shirli) (Entered: 02/03/2017) |
| 02/03/2017 | 155 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document <i>submitted in support of Defendant SoulCycle's Motion to Compel Production of Documents from Plaintiff Rachel Cody</i> under seal 154 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Unredacted Document Joint Stipulation Re Defendant Soulcycle's Motion to Compel Production of Documents from Plaintiff Rachel Cody, # 2 Unredacted Document Exhibit F to Gordon Declaration In Support of SoulCycle's Motion to Compel, # 3 Unredacted Document Exhibit H to Gordon Declaration In Support of SoulCycle's Motion to Compel, # 4 Unredacted Document Exhibit I to Gordon Declaration In Support of SoulCycle's Motion to Compel, # 5 Unredacted Document Exhibit K to Gordon Declaration In Support of SoulCycle's Motion to Compel, # 6 Unredacted Document Exhibit M to Gordon Declaration In Support of SoulCycle's Motion to Compel, # 7 Unredacted Document Exhibit N to Gordon Declaration In Support of SoulCycle's Motion to Compel, # 8 Unredacted Document Exhibit Q to Gordon Declaration In Support of SoulCycle's Motion to Compel, # 9 Unredacted Document Exhibit S to Hipskind Declaration In Support of Opposition to Motion to Compel)(Weiss, Shirli) (Entered: 02/03/2017) |
| 02/03/2017 | 156 | NOTICE OF MOTION AND MOTION to Compel Production of Documents from Plaintiff Rachel Cody filed by defendant SoulCycle, Inc.. Motion set for hearing on 2/28/2017 at 10:00 AM before Magistrate Judge John E. McDermott. (Attachments: # 1 Redacted Document Joint Stipulation Re Defendant Soulcycle's Motion to Compel Production of Documents from Plaintiff Rachel Cody, # 2 Declaration of Keara M. Gordon, # 3 Exhibit A to Declaration of Keara Gordon, # 4 Exhibit B to Declaration of Keara Gordon, # 5 Exhibit C to Declaration of Keara Gordon, # 6 Exhibit D to Declaration of Keara Gordon, # 7 Exhibit E to Declaration of Keara Gordon, # 8 Redacted Document Exhibit F to Declaration of Keara Gordon, # 9 Exhibit G to Declaration of Keara Gordon, # 10 Redacted Document Exhibit H to Declaration of Keara Gordon, # 11 Redacted Document Exhibit I to Declaration of Keara Gordon, # 12 Exhibit J to Declaration of Keara Gordon, # 13 Redacted Document Exhibit K to Declaration of Keara Gordon, # 14 Exhibit L to Declaration of Keara Gordon, # 15 Redacted Document Exhibit M to Declaration of Keara Gordon, # 16 Exhibit O to Declaration of Keara Gordon, # 17 Exhibit P to Declaration of Keara Gordon, # 18 Redacted Document Exhibit Q to Declaration of Keara Gordon, # 19 Declaration of Daniel P. Hipskind in support of Plaintiffs' Opposition to |

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| | | Motion to Compel, # 20 Exhibit R to Declaration of Daniel Hipskind, # 21 Exhibit T to Declaration of Daniel Hipskind, # 22 Exhibit U to Declaration of Daniel Hipskind, # 23 Proposed Order)(Weiss, Shirli) (Entered: 02/03/2017) |
| 02/06/2017 | 157 | ORDER GRANTING APPLICATION OF DEFENDANT SOULCYCLE INC. FOR LEAVE TO FILE UNDER SEAL CERTAIN DOCUMENTS SUBMITTED IN SUPPORT OF ITS MOTION TO COMPEL PRODUCTION OF DOCUMENTS FROM PLAINTIFF RACHEL CODY by Magistrate Judge John E. McDermott granting 154 , 155 . [See Order for details.] (san) (Entered: 02/06/2017) |
| 02/07/2017 | 158 | SEALED DOCUMENT <i>Joint Stipulation and Other Supporting Unredacted Documents Submitted</i> re MOTION to Compel Production of Documents from Plaintiff Rachel Cody 156 , Order on Motion for Leave to File Document Under Seal, 157 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Unredacted Document Exhibit F to the Declaration of Keara Gordon in support of SoulCycle's Motion to Compel Production of Documents from Plaintiff Cody, # 2 Unredacted Document Exhibit H to the Declaration of Keara Gordon in support of SoulCycle's Motion to Compel Production of Documents from Plaintiff Cody, # 3 Unredacted Document Exhibit I to the Declaration of Keara Gordon in support of SoulCycle's Motion to Compel Production of Documents from Plaintiff Cody, # 4 Unredacted Document Exhibit K to the Declaration of Keara Gordon in support of SoulCycle's Motion to Compel Production of Documents from Plaintiff Cody, # 5 Unredacted Document Exhibit M to the Declaration of Keara Gordon in support of SoulCycle's Motion to Compel Production of Documents from Plaintiff Cody, # 6 Unredacted Document Exhibit N to the Declaration of Keara Gordon in support of SoulCycle's Motion to Compel Production of Documents from Plaintiff Cody, # 7 Unredacted Document Exhibit Q to the Declaration of Keara Gordon in support of SoulCycle's Motion to Compel Production of Documents from Plaintiff Cody, # 8 Unredacted Document Exhibit S to the Declaration of Daniel Hipskind in support of Opposition to SoulCycle's Motion to Compel Plaintiff Cody)(Weiss, Shirli) (Entered: 02/07/2017) |
| 02/14/2017 | 159 | APPLICATION to file document <i>titled Supplemental Memorandum Re Its Motion to Compel Production of Documents from Plaintiff Rachel Cody</i> under seal filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order)(Weiss, Shirli) (Entered: 02/14/2017) |
| 02/14/2017 | 160 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document <i>titled Supplemental Memorandum Re Its Motion to Compel Production of Documents from Plaintiff Rachel Cody</i> under seal 159 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Unredacted Document Supplemental Memorandum Regarding Its Motion to Compel Production of Documents from Plaintiff Rachel Cody)(Weiss, Shirli) (Entered: 02/14/2017) |
| 02/14/2017 | 161 | MEMORANDUM in Support of MOTION to Compel Production of Documents from Plaintiff Rachel Cody 156 (<i>Redacted Supplemental Document</i>) filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Declaration of Chelsea N. Mutual, # 2 Exhibit 1 to Declaration of Chelsea N. Mutual, # 3 Exhibit 2 to Declaration of Chelsea N. Mutual)(Weiss, Shirli) (Entered: 02/14/2017) |
| 02/15/2017 | 162 | ORDER GRANTING APPLICATION OF DEFENDANT SOULCYCLE INC. FOR LEAVE TO FILE UNDER SEAL ITS SUPPLEMENTAL MEMORANDUM REGARDING ITS MOTION TO COMPEL PRODUCTION OF DOCUMENTS FROM PLAINTIFF RACHEL CODY by Magistrate Judge John E. McDermott 159 , 160 . IT IS HEREBY ORDERED that Defendant SoulCycle's Supplemental Memorandum regarding its Motion to Compel be filed partially under seal. (san) (Entered: 02/15/2017) |

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| 02/15/2017 | 163 | SEALED DOCUMENT <i>Supplemental Memorandum</i> re MOTION to Compel Production of Documents from Plaintiff Rachel Cody 156 , Order on Motion for Leave to File Document Under Seal, 162 filed by Defendant SoulCycle, Inc..(Weiss, Shirli) (Entered: 02/15/2017) |
| 02/17/2017 | 164 | (IN CHAMBERS) ORDER RE DEFENDANT SOULCYCLE INC.'S MOTION TO COMPEL PRODUCTION OF DOCUMENTS FROM PLAINTIFF RACHEL CODY by Magistrate Judge John E. McDermott 156 . SoulCycle seeks production of two categories of documents: (1) credit card statements for purchases of exercise sessions at Carrie's Pilates Plus to establish whether these purchases had an expiration date and (2) flight information regarding Ms. Cody's trip to Ireland in 2016. The Court generally GRANTS the Motion as to (1) but DENIES it without prejudice as to (2). [See Order for details.] (san) (Entered: 02/17/2017) |
| 02/27/2017 | 165 | Stipulation Regarding Evidence of SoulCycle Inc.'s Profits filed by Defendant SoulCycle, Inc. (Weiss, Shirli) (Entered: 02/27/2017) |
| 03/01/2017 | 166 | (Attorney Eric B Hanson added to party Rachel Cody(pty:pla))(Hanson, Eric) (Entered: 03/01/2017) |
| 03/01/2017 | 167 | EX PARTE APPLICATION for Order for Protective Order filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Memorandum of Points and Authorities ISO Ex Parte Application, # 2 Declaration of Keara M. Gordon ISO Ex Parte Application, # 3 Exhibit 1 to Declaration of Keara M. Gordon, # 4 Exhibit 2 to Declaration of Keara M. Gordon, # 5 Exhibit 3 to Declaration of Keara M. Gordon, # 6 Exhibit 4 to Declaration of Keara M. Gordon, # 7 Exhibit 5 to Declaration of Keara M., # 8 Proposed Order) (Weiss, Shirli) (Entered: 03/01/2017) |
| 03/01/2017 | 168 | APPLICATION to file document <i>in support of SoulCycle's Ex Parte Application to Supplement and to Correct the Record on Plaintiffs' Motion for Class Certification</i> under seal filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order)(Weiss, Shirli) (Entered: 03/01/2017) |
| 03/01/2017 | 169 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document <i>in support of SoulCycle's Ex Parte Application to Supplement and to Correct the Record on Plaintiffs' Motion for Class Certification</i> under seal 168 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Unredacted Document SoulCycle's Memo of Points & Authorities in support of Ex Parte Application to Supplement and to Correct the Record, # 2 Unredacted Document Declaration of Shirli F. Weiss in support of Ex Parte Application, # 3 Unredacted Document Exhibit B to Declaration of Shirli F. Weiss, # 4 Unredacted Document Exhibit C to Declaration of Shirli F. Weiss, # 5 Unredacted Document Exhibit D to Declaration of Shirli F. Weiss)(Weiss, Shirli) (Entered: 03/01/2017) |
| 03/01/2017 | 170 | EX PARTE APPLICATION to Supplement and to Correct the Record on Plaintiffs' Motion for Class Certification re Reply (Motion related), 145 , Declaration 108 filed by defendant SoulCycle, Inc.. (Attachments: # 1 Redacted Document Memorandum of Points and Authorities, # 2 Redacted Document Declaration of Shirli F. Weiss, # 3 Exhibit A to Shirli Weiss Declaration, # 4 Proposed Order) (Weiss, Shirli) (Entered: 03/01/2017) |
| 03/02/2017 | 171 | APPLICATION of Non-Resident Attorney Steven R. Marino to Appear Pro Hac Vice on behalf of Defendant SoulCycle, Inc. (Pro Hac Vice Fee - Fee Paid, Receipt No. 0973-19451266) filed by defendant SoulCycle, Inc.. (Attachments: # 1 Certificate of Good Standing, # 2 Proposed Order) (Alexander, Grant) (Entered: 03/02/2017) |
| 03/02/2017 | 172 | SCHEDULING NOTICE ADVANCING ONLY THE TIME OF MOTION AND |

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| | | SCHEDULING CONFERENCE by Judge Michael W. Fitzgerald. On the Court's own motion, the Motion to Certify Class 71 and Scheduling Conference will be held at 9:00 a.m., on March 13, 2017. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (rs) TEXT ONLY ENTRY (Entered: 03/02/2017) |
| 03/02/2017 | 173 | APPLICATION to file document <i>Plaintiffs Opposition to SoulCycle's Ex Parte Application for Protective Order (Dkt 167) and Certain Exhibits In Support</i> under seal filed by Plaintiff Rachel Cody. (Attachments: # 1 Proposed Order)(Hipskind, Daniel) (Entered: 03/02/2017) |
| 03/02/2017 | 174 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document <i>Plaintiffs Opposition to SoulCycle's Ex Parte Application for Protective Order (Dkt 167) and Certain Exhibits In Support</i> under seal 173 filed by Plaintiff Rachel Cody. (Attachments: # 1 Unredacted Document Plaintiffs' Opposition to SoulCycle's Ex Parte Application for Protective Order, # 2 Exhibit 1 to Declaration of Daniel P. Hipskind in Support of Plaintiffs' Opposition to SoulCycle's Ex Parte Application, # 3 Exhibit 2 to Declaration of Daniel P. Hipskind in Support of Plaintiffs' Opposition to SoulCycle's Ex Parte Application)(Hipskind, Daniel) (Entered: 03/02/2017) |
| 03/02/2017 | 175 | DECLARATION OF DANIEL P. HIPSKIND IN SUPPORT OF PLAINTIFFS OPPOSITION TO SOULCYCLES EX PARTE APPLICATION FOR PROTECTIVE ORDER (DKT 167). PLAINTIFFS OPPOSITION IS FILED UNDER SEAL AT DKT 174-1 re EX PARTE APPLICATION for Order for Protective Order 167 , APPLICATION to file document <i>Plaintiffs Opposition to SoulCycle's Ex Parte Application for Protective Order (Dkt 167) and Certain Exhibits In Support</i> under seal 173 filed by Plaintiff Rachel Cody. (Attachments: # 1 Exhibit 3)(Hipskind, Daniel) (Entered: 03/02/2017) |
| 03/02/2017 | 176 | APPLICATION to file document <i>Plaintiffs' Opposition to SoulCycle's Ex Parte Application to Supplement and to Correct the Record</i> under seal filed by Plaintiff Rachel Cody. (Attachments: # 1 Proposed Order)(Hipskind, Daniel) (Entered: 03/02/2017) |
| 03/02/2017 | 177 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document <i>Plaintiffs' Opposition to SoulCycle's Ex Parte Application to Supplement and to Correct the Record</i> under seal 176 filed by Plaintiff Rachel Cody. (Attachments: # 1 Unredacted Document Plaintiffs' Opposition to SoulCycle's Ex Parte Application to Supplement and to Correct the Record, # 2 Exhibit 1 to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Opposition to SoulCycle's Ex Parte Application to Supplement and to Correct the Record, # 3 Exhibit 2 to the Declaration of Daniel P. Hipskind in support of Plaintiffs' Opposition to SoulCycle's Ex Parte Application to Supplement and to Correct the Record)(Hipskind, Daniel) (Entered: 03/02/2017) |
| 03/02/2017 | 178 | DECLARATION OF DANIEL P. HIPSKIND IN SUPPORT OF PLAINTIFFS' OPPOSITION TO SOULCYCLE'S EX PARTE APPLICATION TO SUPPLEMENT AND TO CORRECT THE RECORD re APPLICATION to file document <i>Plaintiffs' Opposition to SoulCycle's Ex Parte Application to Supplement and to Correct the Record</i> under seal 176 , EX PARTE APPLICATION to Supplement and to Correct the Record on Plaintiffs' Motion for Class Certification re Reply (Motion related), 145 , Declaration 108 170 filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 03/02/2017) |
| 03/03/2017 | 179 | Joint STIPULATION to Extend Discovery Cut-Off Date to March 27, 2017 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order)(Weiss, Shirli) (Entered: 03/03/2017) |

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| 03/03/2017 | 180 | ORDER GRANTING LEAVE TO FILE UNDER SEAL PLAINTIFFS' ITS OPPOSITION TO SOULCYCLE'S EX PARTE APPLICATION FOR PROTECTIVE ORDER AND CERTAIN EXHIBITS UNDER SEAL 173 by Magistrate Judge John E. McDermott. (See Order for Further Details) (kl) (Entered: 03/03/2017) |
| 03/03/2017 | 181 | SEALED OPPOSITION RE EX PARTE APPLICATION for Order for Protective Order 167 , Order on Motion for Leave to File Document Under Seal, 180 filed by Plaintiff Rachel Cody. (Attachments: # 1 Declaration of Daniel P. Hipskind in support of Plaintiffs' Opposition to SoulCycle's Ex Parte Application for Protective Order, # 2 Exhibit 1, # 3 Exhibit 2, # 4 Exhibit 3)(Hipskind, Daniel) (Entered: 03/03/2017) |
| 03/06/2017 | 182 | ORDER by Judge Michael W. Fitzgerald: GRANTING 171 Non-Resident Attorney Attorney Steven R. Marino APPLICATION to Appear Pro Hac Vice on behalf of Defendant, SoulCycle Inc, designating Grant P Alexander as local counsel. (shb) (Entered: 03/06/2017) |
| 03/06/2017 | 183 | MINUTES (IN CHAMBERS) ORDER RE DEFENDANT SOULCYCLE, INC.'S EX PARTE APPLICATION FOR ORDER FOR PROTECTIVE ORDER (Dkt. # 167) by Magistrate Judge John E. McDermott. The Court DENIES Defendant SoulCycle, Inc.'s Ex Parte Application for Protective Order to bar 30(b)(6) deposition questioning on SoulCycle's corporate structure (Topic 13). SoulCycle is ORDERED to produce a 30(b)(6) witness on Topic 13 on or before March 23, 2017. (See Order for Further Details) (kl) (Entered: 03/06/2017) |
| 03/06/2017 | 184 | ORDER GRANTING STIPULATION TO EXTEND DEADLINE TO COMPLETE DISCOVERY by Judge Michael W. Fitzgerald. IT IS HEREBY ORDERED THAT: The March 24, 2016 deadline to complete all discovery in this matter, set by the Court's July 25, 2016 Scheduling Order (Dkt. 52), is extended to March 27, 2017. All discovery shall be completed by that date. (lom) (Entered: 03/06/2017) |
| 03/06/2017 | 185 | JOINT REPORT Rule 26(f) Discovery Plan ; estimated length of trial 3-7 days, filed by Plaintiff Rachel Cody.. (Attachments: # 1 Exhibit A - Schedule of Pretrial and Trial Dates Worksheet, # 2 Exhibit B - July 25, 2016 Scheduling Order)(Hipskind, Daniel) (Entered: 03/06/2017) |
| 03/07/2017 | 186 | DECLARATION of Shirli F. Weiss in support of APPLICATION to file document <i>Plaintiffs' Opposition to SoulCycle's Ex Parte Application to Supplement and to Correct the Record</i> under seal 176 filed by Defendant SoulCycle, Inc.. (Weiss, Shirli) (Entered: 03/07/2017) |
| 03/08/2017 | 187 | MINUTES (In Chambers): ORDER Re Applications to File Under Seal and Application to Supplement the Record 168 , 176 , 170 by Judge Michael W. Fitzgerald: Finding good cause shown for filing the requested material under seal, both Applications are GRANTED. The first request is DENIED. It would be improper for the Court to allow SoulCycle to supplement the evidentiary record substantially, without permitting Plaintiffs any opportunity to reply. The second request is GRANTED. For what it is worth, SoulCycle may submit, for the sake of context, an expanded version of the quotations from Ms. Cutler deposition testimony. (jp) (Entered: 03/08/2017) |
| 03/09/2017 | 188 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document <i>in support of SoulCycle's Ex Parte Application to Supplement and to Correct the Record on Plaintiffs' Motion for Class Certification</i> under seal 168 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Unredacted Document Exhibit 1)(Weiss, Shirli) (Entered: 03/09/2017) |
| 03/12/2017 | 189 | NOTICE of Appearance filed by attorney Katherine C Lubin on behalf of Plaintiff Rachel Cody (Attorney Katherine C Lubin added to party Rachel Cody(ptypla))(Lubin, Katherine) (Entered: 03/12/2017) |

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| 03/13/2017 | 190 | MINUTES OF MOTION for Class Certification 71 before Judge Michael W. Fitzgerald: The Courtroom Deputy Clerk distributes the Court's tentative ruling prior to the case being called. Case called, and counsel make their appearance. The Court hears oral argument from counsel and takes the matter under submission. An order will issue. Court Reporter: Nichole Forrest. (jp) (Entered: 03/13/2017) |
| 03/14/2017 | 191 | APPLICATION to file document <i>in support of SoulCycle's Motion for Leave to File Amended Answer</i> under seal filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order)(Weiss, Shirli) (Entered: 03/14/2017) |
| 03/14/2017 | 192 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document <i>in support of SoulCycle's Motion for Leave to File Amended Answer</i> under seal 191 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Unredacted Document SoulCycle's Memo of Points and Authorities in support of Motion for Leave to File Amended Answer, # 2 Unredacted Document Exhibit 2 to Declaration of Steven Marino in support of SoulCycle's Motion for Leave to File Amended Answer, # 3 Unredacted Document Exhibit 4 to Declaration of Steven Marino in support of SoulCycle's Motion for Leave to File Amended Answer, # 4 Unredacted Document Exhibit 5 to Declaration of Steven Marino in support of SoulCycle's Motion for Leave to File Amended Answer)(Weiss, Shirli) (Entered: 03/14/2017) |
| 03/14/2017 | 193 | NOTICE OF MOTION AND MOTION for Leave to file Amended Answer filed by defendant SoulCycle, Inc.. Motion set for hearing on 4/17/2017 at 10:00 AM before Judge Michael W. Fitzgerald. (Attachments: # 1 Redacted Document Memo of Points and Authorities, # 2 Declaration of Shirli F. Weiss, # 3 Declaration of Steven R. Marino, # 4 Exhibit 1, # 5 Redacted Document Exhibit 2, # 6 Exhibit 3, # 7 Redacted Document Exhibit 4, # 8 Redacted Document Exhibit 5, # 9 Exhibit 6) (Weiss, Shirli) (Entered: 03/14/2017) |
| 03/23/2017 | 194 | ORDER GRANTING Application for Defendant Soulcycle inc., for Leave to File Under Seal Certain Documents Submitted in support of its Motion for Leave to file Amended Answer 193 by Judge Michael W. Fitzgerald. (jp) (Entered: 03/23/2017) |
| 03/23/2017 | 195 | APPLICATION to file document <i>in support of SoulCycle Inc.'s Ex Parte Application to Compel Production of Documents from Plaintiff Rachel Cody</i> under seal filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order)(Weiss, Shirli) (Entered: 03/23/2017) |
| 03/23/2017 | 196 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document <i>in support of SoulCycle Inc.'s Ex Parte Application to Compel Production of Documents from Plaintiff Rachel Cody</i> under seal 195 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Unredacted Document Memo in support of Ex Parte Application to Compel, # 2 Unredacted Document Exhibit C to Chelsea Mutual Declaration in support of Ex Parte Application to Compel)(Weiss, Shirli) (Entered: 03/23/2017) |
| 03/23/2017 | 197 | EX PARTE APPLICATION for Order for Compelling Production of Documents from Plaintiff Rachel Cody and Extension of Discovery Cut-Off to Permit Production filed by defendant SoulCycle, Inc.. (Attachments: # 1 Redacted Document Memorandum, # 2 Declaration of Shirli F. Weiss, # 3 Declaration of Chelsea Mutual, # 4 Exhibit A to Chelsea Mutual Declaration, # 5 Exhibit B to Chelsea Mutual Declaration, # 6 Exhibit D to Chelsea Mutual Declaration, # 7 Exhibit E to Chelsea Mutual Declaration, # 8 Declaration of Albert Cristi, # 9 Declaration of Fernando Avalos, # 10 Proposed Order)(Weiss, Shirli) (Entered: 03/23/2017) |
| 03/24/2017 | 198 | MEMORANDUM in Opposition to EX PARTE APPLICATION for Order for Compelling |

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| | | Production of Documents from Plaintiff Rachel Cody and Extension of Discovery Cut-Off to Permit Production 197 filed by Plaintiff Rachel Cody. (Attachments: # 1 Declaration of Daniel P. Hipskind in support of Plaintiff's Opposition to SoulCycle's Ex Parte Application to Compel Discovery, # 2 Exhibit A)(Hipskind, Daniel) (Entered: 03/24/2017) |
| 03/24/2017 | 199 | ORDER GRANTING APPLICATION OF SOULCYCLE INC. FOR LEAVE TO FILE UNDER SEAL PORTIONS OF ITS EX PARTE APPLICATION TO COMPEL PRODUCTION OF DOCUMENTS FROM PLAINTIFF RACHEL CODY AND EXHIBIT C SUBMITTED IN SUPPORT THEREOF by Magistrate Judge John E. McDermott: 195 , 196 . The Court hereby GRANTS SoulCycle's Application. [See Order for details.] (san) (Entered: 03/24/2017) |
| 03/27/2017 | 200 | MINUTES (IN CHAMBERS) ORDER RE DEFENDANT SOULCYCLE, INC.'S EX PARTE APPLICATION FOR ORDER FOR COMPELLING PRODUCTION OF DOCUMENTS FROM PLAINTIFF RACHEL CODY AND EXTENSION OF DISCOVERY CUT-OFF TO PERMIT PRODUCTION (Dkt. # 197) by Magistrate Judge John E. McDermott. Before the Court is an Ex Parte Application of Defendant SoulCycle Inc. for Order to Compel Production of Documents. ("Application.") (Dkt. 196, 197.) The Court DENIES the Application as moot because Plaintiff has agreed to produce the credit card statements containing charges for Carrie's Pilates Plus for the past five years. The Court will extend the agreed deadline for production from March 30, 2017 to April 6, 2017. (See Order for Further Details) (kl) (Entered: 03/27/2017) |
| 03/27/2017 | 201 | SEALED DOCUMENT <i>Memorandum of Points and Authorities in Support</i> re NOTICE OF MOTION AND MOTION for Leave to file Amended Answer 193 , Order on Motion for Leave to File Document 194 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Exhibit 2 to Declaration of Steven R. Marino, # 2 Exhibit 4 to Declaration of Steven R. Marino, # 3 Exhibit 5 to Declaration of Steven R. Marino)(Weiss, Shirli) (Entered: 03/27/2017) |
| 03/27/2017 | 202 | SEALED DOCUMENT <i>Unredacted Document Memorandum in support</i> re EX PARTE APPLICATION for Order for Compelling Production of Documents from Plaintiff Rachel Cody and Extension of Discovery Cut-Off to Permit Production 197 , Order on Motion for Leave to File Document Under Seal, 199 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Unredacted Document Exhibit C to Declaration of Chelsea Mutual)(Weiss, Shirli) (Entered: 03/27/2017) |
| 03/27/2017 | 203 | OPPOSITION to NOTICE OF MOTION AND MOTION for Leave to file Amended Answer 193 filed by Plaintiff Rachel Cody. (Attachments: # 1 Declaration of Daniel P. Hipskind in support of Plaintiffs' Opposition to SoulCycle's Motion for Leave to Amend Answer, # 2 Exhibit A, # 3 Exhibit B, # 4 Exhibit C, # 5 Exhibit D)(Hipskind, Daniel) (Entered: 03/27/2017) |
| 03/31/2017 | 204 | Joint STIPULATION for Extension of Time to File Reply as to NOTICE OF MOTION AND MOTION for Leave to file Amended Answer 193 , Joint STIPULATION for Hearing re SoulCycle's Motion for Leave to File Amended Answer filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order)(Weiss, Shirli) (Entered: 03/31/2017) |
| 04/03/2017 | 205 | Effective April 10, 2017, Judge McDermott will be located at the Edward R. Roybal Federal Building, COURTROOM 630 on the 6th Floor, located at 255 East Temple Street, Los Angeles, California 90012. All court appearances shall be made in Courtroom 630 of the Roybal Federal Building, and all mandatory chambers copies shall be hand delivered to the judge's mailbox located outside the Clerk's Office on the 1st Floor of the Roybal Federal Building. The location for filing civil documents in paper format exempted from electronic filing |

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| | | and for viewing case files and other records services remains at the United States Courthouse, 312 North Spring Street, Room G-8, Los Angeles, California 90012. The location for filing criminal documents in paper format exempted from electronic filing remains at the Roybal Federal Building, 255 East Temple Street, Room 178, Los Angeles, California 90012. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (rrp) TEXT ONLY ENTRY (Entered: 04/03/2017) |
| 04/03/2017 | 206 | ORDER GRANTING Stipulation to Extend Deadline for Soulcycle to File Reply Brief in support of Motion for Leave to File Amended Answer, and Continue hearing Date 204 by Judge Michael W. Fitzgerald that Soulcycle time to file a reply in support of its Motion for Leave to File Amended answer shall be extended to 4/5/2017; and the hearing on SoulCycle Motion for Leave to File Amended Answer shall be continued to 4/24/2017. (jp) (Entered: 04/03/2017) |
| 04/04/2017 | 207 | APPLICATION to file document <i>in further support of SoulCycle Inc.'s Motion for Leave to File Amended Answer</i> under seal filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order)(Weiss, Shirli) (Entered: 04/04/2017) |
| 04/04/2017 | 208 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document <i>in further support of SoulCycle Inc.'s Motion for Leave to File Amended Answer</i> under seal 207 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Unredacted Document Reply Memo of Points and Authorities In Further Support of Motion for Leave to File Amended Answer, # 2 Unredacted Document Exhibit 12 to Declaration of Steven Marino, # 3 Unredacted Document Exhibit 13 to Declaration of Steven Marino, # 4 Unredacted Document Exhibit 14 to Declaration of Steven Marino, # 5 Unredacted Document Exhibit 15 to Declaration of Steven Marino, # 6 Unredacted Document Exhibit 16 to Declaration of Steven Marino, # 7 Unredacted Document Exhibit 18 to Declaration of Steven Marino, # 8 Unredacted Document Exhibit 19 to Declaration of Steven Marino, # 9 Unredacted Document Exhibit 20 to Declaration of Steven Marino, # 10 Unredacted Document Exhibit 21 to Declaration of Steven Marino, # 11 Unredacted Document Exhibit 22 to Declaration of Steven Marino, # 12 Unredacted Document Exhibit 23 to Declaration of Steven Marino, # 13 Unredacted Document Exhibit 24 to Declaration of Steven Marino, # 14 Unredacted Document Exhibit 25 to Declaration of Steven Marino, # 15 Unredacted Document Exhibit 26 to Declaration of Steven Marino, # 16 Unredacted Document Exhibit 27 to Declaration of Steven Marino, # 17 Unredacted Document Exhibit 28 to Declaration of Steven Marino, # 18 Unredacted Document Exhibit 29 to Declaration of Steven Marino, # 19 Unredacted Document Exhibit 30 to Declaration of Steven Marino, # 20 Unredacted Document Exhibit 31 to Declaration of Steven Marino, # 21 Unredacted Document Exhibit 32 to Declaration of Steven Marino) (Weiss, Shirli) (Entered: 04/04/2017) |
| 04/04/2017 | 209 | REPLY (Redacted Document) in further support of NOTICE OF MOTION AND MOTION for Leave to file Amended Answer 193 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Declaration of Steven R. Marino, # 2 Exhibit 7, # 3 Exhibit 8, # 4 Exhibit 9, # 5 Exhibit 10, # 6 Exhibit 11, # 7 Exhibit 33)(Weiss, Shirli) (Entered: 04/04/2017) |
| 04/04/2017 | 210 | EXHIBIT Filed filed by Defendant SoulCycle, Inc.. (<i>Ex. 17</i>) to Declaration of Steven Marino as to Reply (Motion related), 209 . (Weiss, Shirli) (Entered: 04/04/2017) |
| 04/05/2017 | 211 | STIPULATION to AMEND Scheduling Conference,,,,,,,,,,,,,,,,, Set/Reset Deadlines/Hearings,,,,,,,,,,,,,,,,, Set/Reset Motion Hearing and R&R Deadlines,,,,,,,,,,,,,,,,, 52 filed |

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| | | by Plaintiffs Rachel Cody. (Attachments: # 1 Proposed Order)(Hipskind, Daniel) (Entered: 04/05/2017) |
| 04/06/2017 | 212 | ORDER MODIFYING THE COURT'S JULY 25, 2016 ORDER SETTING SCHEDULING DATES 211 by Judge Michael W. Fitzgerald as follows: The deadline to conduct a follow-up mediation session is extended from 4/7/2017, to 4/19/2017. (jp) (Entered: 04/06/2017) |
| 04/12/2017 | 213 | APPLICATION to file document <i>Discovery Matter: Plaintiffs' Application for Leave to File Under Seal Certain Exhibits in Connection with Plaintiffs' Motion for Extension of Deadline to Respond to Discovery and Relief from Admissions</i> under seal filed by Plaintiff Rachel Cody. (Attachments: # 1 Proposed Order)(Hipskind, Daniel) (Entered: 04/12/2017) |
| 04/12/2017 | 214 | SEALED DECLARATION IN SUPPORT OF APPLICATION to file document <i>Discovery Matter: Plaintiffs' Application for Leave to File Under Seal Certain Exhibits in Connection with Plaintiffs' Motion for Extension of Deadline to Respond to Discovery and Relief from Admissions</i> u 213 filed by Plaintiff Rachel Cody. (Attachments: # 1 Exhibit 1 to the Declaration of Shirli F. Weiss, # 2 Exhibit 2 to the Declaration of Shirli F. Weiss, # 3 Exhibit 3 to the Declaration of Shirli F. Weiss, # 4 Exhibit 4 to the Declaration of Shirli F. Weiss, # 5 Exhibit 5 to the Declaration of Shirli F. Weiss, # 6 Exhibit 6 to the Declaration of Shirli F. Weiss, # 7 Exhibit 7 to the Declaration of Shirli F. Weiss, # 8 Exhibit 8 to the Declaration of Shirli F. Weiss, # 9 Exhibit 9 to the Declaration of Shirli F. Weiss, # 10 Exhibit 10 to the Declaration of Shirli F. Weiss)(Hipskind, Daniel) (Entered: 04/12/2017) |
| 04/12/2017 | 215 | NOTICE OF MOTION AND MOTION for Relief from Deadline to Respond to Discovery and Admissions filed by Plaintiffs Rachel Cody. Motion set for hearing on 5/9/2017 at 10:00 AM before Magistrate Judge John E. McDermott. (Attachments: # 1 Joint Stipulation, # 2 Declaration of Daniel P. Hipskind in support of Plaintiffs' Motion for Extension of Deadline to Respond to Discovery and Relief from Admissions, # 3 Exhibit A to Hipskind Declaration, # 4 Exhibit B to Hipskind Declaration, # 5 Exhibit C to Hipskind Declaration, # 6 Exhibit D to Hipskind Declaration, # 7 Exhibit E to Hipskind Declaration, # 8 Exhibit F to Hipskind Declaration, # 9 Exhibit G to Hipskind Declaration, # 10 Exhibit H to Hipskind Declaration, # 11 Declaration of Shirli F. Weiss in support of SoulCycle's Opposition to Plaintiffs' Motion for Extension of Deadline to Respond to Discovery and Relief from Admissions, # 12 Exhibit 11 to Weiss Declaration, # 13 Exhibit 12 to Weiss Declaration, # 14 Proposed Order)(Hipskind, Daniel) (Entered: 04/12/2017) |
| 04/17/2017 | 216 | SCHEDULING NOTICE by Judge Michael W. Fitzgerald. On the Court's own motion, the hearing on the Motion for Leave to File Amended Answer 193 , currently set for 4/24/2017, is continued to 5/1/2017 at 10:00 AM. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (jloz) TEXT ONLY ENTRY (Entered: 04/17/2017) |
| 04/21/2017 | 217 | JOINT REPORT of Mediation and Notice of Settlement in Principle filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 04/21/2017) |
| 04/24/2017 | 218 | SCHEDULING NOTICE by Judge Michael W. Fitzgerald: In light of the Joint Report Re Mediation and Notice of Settlement 217 , the Court vacates and stays all pending deadlines, and DENIES AS MOOT (without prejudice) the Motion to Certify Class 71 , Motion for Leave to File Amended Answer 193 , Application to File Under Seal 207 , Application to File Under Seal (Discovery Matter) 213 , and Motion for Relief from Deadline to Respond to Discovery and Admissions 215 . A Status Conference is set for 6/5/2017 at 11:00 AM before Judge Michael W. Fitzgerald. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (cw) TEXT ONLY ENTRY (Entered: 04/24/2017) |

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| 05/31/2017 | 219 | STIPULATION to AMEND Text Only Scheduling Notice,, 218 , STIPULATION to Continue Status Conference from June 5, 2017 to June 19, 2017 filed by defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order)(Weiss, Shirli) (Entered: 05/31/2017) |
| 06/01/2017 | 220 | ORDER by Judge Michael W. Fitzgerald: The Stipulation to Continue Status Conference 219 is GRANTED. The Status Conference is continued to 6/19/2017 at 11:00 AM before Judge Michael W. Fitzgerald. (cw) (Entered: 06/01/2017) |
| 06/16/2017 | 221 | NOTICE OF MOTION AND MOTION for Settlement Approval of Class Action (Preliminary) filed by Plaintiffs Rachel Cody. Motion set for hearing on 6/19/2017 at 11:00 AM before Judge Michael W. Fitzgerald. (Attachments: # 1 Declaration of Daniel P. Hipskind in Support of Plaintiffs' Motion for Preliminary Approval of Class Action Settlement, # 2 Exhibit 1, # 3 Exhibit 2, # 4 Exhibit 3, # 5 Exhibit 4, # 6 Exhibit 5, # 7 Proposed Order) (Hipskind, Daniel) (Entered: 06/16/2017) |
| 06/19/2017 | 222 | MINUTES OF STATUS CONFERENCE; MOTION FOR SETTLEMENT APPROVAL OF CLASS ACTION (PRELIMINARY) 221 before Judge Michael W. Fitzgerald: Case called. The Court hears oral argument and GRANTS the motion. A final order will issue. The Court orders 10/2/2017 at 11:30 AM., as the date for the final approval hearing. Court Reporter: Laura Elias. (jp) (Entered: 06/21/2017) |
| 06/21/2017 | 223 | SCHEDULING NOTICE by Judge Michael W. Fitzgerald. On the Court's own motion and after conferring with counsel, a Telephonic Status Conference is set for June 22, 2017 at 11:00AM. The Courtroom Deputy, Ms. Sanchez, will email counsel the dial-in instructions. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (rs) TEXT ONLY ENTRY (Entered: 06/21/2017) |
| 06/22/2017 | 224 | MINUTES OF TELEPHONIC STATUS CONFERENCE RE MOTION FOR SETTLEMENT APPROVAL OF CLASS ACTION (PRELIMINARY) 221 held before Judge Michael W. Fitzgerald: The Court hears from counsel regarding its inquiry. For reasons stated on the record, the Court will issue its final order on the motion. Court Reporter: Pat Cuneo. (lc) (Entered: 06/22/2017) |
| 06/22/2017 | 225 | MINUTE (In Chambers): ORDER APPROVING PRELIMINARILY THE SETTLEMENT OF A CLASS ACTION 221 by Judge Michael W. Fitzgerald: NOW, THEREFORE, IT IS HEREBY ORDERED: For purposes of this Order, the Court adopts all defined terms as set forth in the Settlement Agreement. The Motion is GRANTED. The proposed settlement is substantively and procedurally fair, and the proposed class meets the requirements of FRCP 23(a) and (b)(3). Finally, the proposed notice and dissemination procedure appear effective, and meet the requirements of FRCP 23(c). (jp) (Entered: 06/22/2017) |
| 07/07/2017 | 226 | Certification of Service of Notice Pursuant to CAFA Section 1715(b) filed by Defendant SoulCycle, Inc. re: NOTICE OF MOTION AND MOTION for Settlement Approval of Class Action (Preliminary) 221 (Attachments: # 1 Exhibit A)(Weiss, Shirli) (Entered: 07/07/2017) |
| 07/21/2017 | 227 | NOTICE OF MOTION AND MOTION to Intervene in Class Action and to Stay and Challenge Proposed Class Action Settlement Agreement [filed by Intervenor Marko Cavka. Motion set for hearing on 8/21/2017 at 10:00 AM before Judge Michael W. Fitzgerald. (Attachments: # 1 Memorandum, # 2 Affidavit, # 3 Proposed Order)(Attorney Stephen M Hauptman added to party Marko Cavka(pty:intv))(Hauptman, Stephen) Modified on 7/24/2017 (jp). (Entered: 07/21/2017) |

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| 07/24/2017 | 228 | Notice of Appearance or Withdrawal of Counsel: for attorney Shirli Fabbri Weiss counsel for Defendant SoulCycle, Inc.. Lauren F. Gizzi is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by defendant SoulCycle, Inc.. (Weiss, Shirli) (Entered: 07/24/2017) |
| 07/31/2017 | 229 | STIPULATION for Extension of Time to File Opposition and Reply to Opposition as to to Intervene 227 filed by defendant SoulCycle, Inc.. (Attachments: # 1 Proposed Order)(Weiss, Shirli) (Entered: 07/31/2017) |
| 07/31/2017 | 230 | EX PARTE APPLICATION to Continue hearing from August 21, 2017 Re: to Intervene 227 filed by defendant SoulCycle, Inc.. (Attachments: # 1 Declaration of Keara M. Gordon, # 2 Exhibit A to Declaration of Keara M. Gordon, # 3 Proposed Order) (Weiss, Shirli) (Entered: 07/31/2017) |
| 07/31/2017 | 231 | OPPOSITION to to Intervene 227 filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 07/31/2017) |
| 08/01/2017 | 232 | ORDER GRANTING STIPULATION TO EXTEND BRIEFING SCHEDULE FOR MOTION TO INTERVENE by Judge Michael W. Fitzgerald. the Court hereby GRANTS the parties Stipulation in its entirety. SoulCycles Opposition to Proposed Intervenor's Motion to Intervene shall be filed by August 7, 2017. Proposed Intervenor's Reply to SoulCycles Opposition shall be filed by August 14, 2017. IT IS SO ORDERED. (See document for further details.<Attachments(yl) (Entered: 08/02/2017) |
| 08/03/2017 | 233 | ORDER GRANTING Ex Parte Application 230 of Defendant Soulcycle Inc., to continue hearing on Motion to Intervene 227 currently scheduled for August 21, 2017 by Judge Michael W. Fitzgerald that the hearing currently scheduled for August 21, 2017 is continued to September 18, 2017 at 10:00 AM. The Court will consider at the hearing the parties arguments as to whether to grant Proposed Intervenor an extension of the time to object to or opt out of the settlement, as well as the length of any proposed extension. (jp) Modified on 8/4/2017 (cw). (Entered: 08/03/2017) |
| 08/07/2017 | 234 | OPPOSITION to to Intervene 227 filed by Defendant SoulCycle, Inc.. (Attachments: # 1 Declaration of Shirli F. Weiss, # 2 Exhibit A)(Weiss, Shirli) (Entered: 08/07/2017) |
| 08/14/2017 | 235 | REPLY REPLY TO PLAINTIFFS' OPPOSITION TO MOTION TO INTERVENE IN CLASS ACTION AND TO STAY AND CHALLENGE PROPOSED CLASS ACTION SETTLEMENT AGREEMENT to Intervene 227 <i>REPLY TO PLAINTIFFS OPPOSITION TO MOTION TO INTERVENE IN CLASS ACTION AND TO STAY AND CHALLENGE PROPOSED CLASS ACTION SETTLEMENT AGREEMENT</i> filed by Intervenor Marko Cavka. (Hauptman, Stephen) (Entered: 08/14/2017) |
| 08/14/2017 | 236 | REPLY to Intervene 227 <i>REPLY TO SOULCYCLES OPPOSITION TO MOTION TO INTERVENE IN CLASS ACTION AND TO STAY AND CHALLENGE PROPOSED CLASS ACTION SETTLEMENT AGREEMENT</i> filed by Intervenor Marko Cavka. (Hauptman, Stephen) (Entered: 08/14/2017) |
| 08/28/2017 | 237 | NOTICE OF MOTION AND MOTION for Settlement Approval of Final Approval of Class Action Settlement filed by Plaintiffs Rachel Cody. Motion set for hearing on 10/2/2017 at 11:30 AM before Judge Michael W. Fitzgerald. (Attachments: # 1 Declaration of Kelly Kratz Regarding Notice And Settlement Administration Activities Completed As Of August 28, 2017 And Exhibits A-C Thereto, # 2 Proposed Order) (Hipskind, Daniel) (Entered: 08/28/2017) |

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| 08/28/2017 | 238 | NOTICE OF MOTION AND MOTION for Attorney Fees <i>Reimbursement of Expenses, and Service Awards</i> filed by Plaintiffs Rachel Cody. Motion set for hearing on 10/2/2017 at 11:30 AM before Judge Michael W. Fitzgerald. (Attachments: # 1 Declaration of Daniel P. Hipskind in support of Plaintiffs' Motion for Attorneys' Fees, Reimbursement of Expenses, and Service Awards, # 2 Exhibit A to Hipskind Declaration, # 3 Exhibit B to Hipskind Declaration, # 4 Exhibit C to Hipskind Declaration, # 5 Declaration of Nicholas Diamand in support of Plaintiffs' Motion for Attorneys' Fees, Reimbursement of Expenses, and Service Awards, # 6 Exhibit A to Diamand Declaration, # 7 Exhibit B to Diamand Declaration, # 8 Exhibit C to Diamand Declaration, # 9 Proposed Order) (Hipskind, Daniel) (Entered: 08/28/2017) |
| 09/01/2017 | 239 | NOTICE of Plan of Distribution of Reinstated Classes to Settlement Class Members Pursuant to Class Action Settlement filed by defendant SoulCycle, Inc.. (Weiss, Shirli) (Entered: 09/01/2017) |
| 09/11/2017 | 240 | OBJECTIONS <i>Notice of Objection to Class Action Settlement</i> filed by Objector Marko Cavka. (Hauptman, Stephen) (Entered: 09/11/2017) |
| 09/11/2017 | 241 | OBJECTIONS <i>Notice of Objection to Class Action Settlement</i> filed by Objector Lori Kilgannon. (Hauptman, Stephen) (Entered: 09/11/2017) |
| 09/14/2017 | 242 | SCHEDULING NOTICE ADVANCING TIME OF HEARING by Judge Michael W. Fitzgerald. On the Court's own motion, the Motion To Intervene In Class Action And To Stay And Challenge Proposed Class Action Settlement Agreement 227 is ADVANCED to 9:00 a.m. on September 18, 2017 at 9:00AM. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (rs) TEXT ONLY ENTRY (Entered: 09/14/2017) |
| 09/18/2017 | 243 | MINUTES OF MOTION TO INTERVENE IN CLASS ACTION AND TO STAY AND CHALLENGE PROPOSED CLASS ACTION SETTLEMENT AGREEMENT 227 Hearing held before Judge Michael W. Fitzgerald. The Courtroom Deputy Clerk distributes the Court's tentative ruling prior to the case being called. Case called, and counsel make their appearance. The Court hears oral argument from counsel and takes the matter under submission. An order will issue. Court Reporter: Amy Diaz. (lom) (Entered: 09/18/2017) |
| 09/18/2017 | 244 | TRANSCRIPT ORDER as to Defendant SoulCycle, Inc. for Court Reporter. Court will contact Emiko S. Gonzales at emiko.gonzales@dlapiper.com with any questions regarding this order. Transcript preparation will not begin until payment has been satisfied with the court reporter. (Weiss, Shirli) (Entered: 09/18/2017) |
| 09/20/2017 | 245 | MINUTE ORDER IN CHAMBERS by Judge Michael W. Fitzgerald: For the reasons stated herein, the Motion to Intervene 227 is DENIED. (cw) (Entered: 09/20/2017) |
| 09/22/2017 | 246 | TRANSCRIPT for proceedings held on September 18, 2017. Court Reporter/Electronic Court Recorder: Amy Diaz, phone number amyferr@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 10/13/2017. Redacted Transcript Deadline set for 10/23/2017. Release of Transcript Restriction set for 12/21/2017. (Diaz, Amy) (Entered: 09/22/2017) |
| 09/25/2017 | 247 | RESPONSE filed by Defendant SoulCycle, Inc.to Objection 240 , Objection 241 (Attachments: # 1 Declaration of Shirli F. Weiss, # 2 Exhibit A, # 3 Exhibit B)(Weiss, Shirli) (Entered: 09/25/2017) |

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| 09/25/2017 | 248 | REPLY in support of NOTICE OF MOTION AND MOTION for Settlement Approval of Final Approval of Class Action Settlement 237 , NOTICE OF MOTION AND MOTION for Attorney Fees <i>Reimbursement of Expenses, and Service Awards</i> 238 filed by Plaintiff Rachel Cody. (Attachments: # 1 Declaration Supplemental Declaration of Kelly Kratz, # 2 Declaration of Daniel P. Hipskind, # 3 Exhibit I)(Hipskind, Daniel) (Entered: 09/25/2017) |
| 09/25/2017 | 249 | SEALED DOCUMENT <i>Exhibits A-H to Declaration of Daniel P. Hipskind</i> re Reply (Motion related), 248 , Minutes of In Chambers Order/Directive - no proceeding held., 225 filed by Plaintiff Rachel Cody. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H)(Hipskind, Daniel) (Entered: 09/25/2017) |
| 09/28/2017 | 250 | MINUTE (In Chambers): ORDER QUASHING Objectors Subpoena for a Corporate Officer of Defendant Soucycle, Inc., to Provide Testimony at Final Approval Hearing by Judge Michael W. Fitzgerald: The Court QUASHES Objectors subpoena. Objectors Cavka and Kilgannon may be heard at the Final Approval Hearing, but may not compel a corporate representative of Defendant SoulCycle to testify at the hearing. (jp) (Entered: 09/28/2017) |
| 09/28/2017 | 251 | WITHDRAWAL OF OBJECTION TO CLASS ACTION SETTLEMENT OPPOSITION re: to Intervene 227 filed by Objector Marko Cavka. (Attorney Stephen M Hauptman added to party Marko Cavka(pty:obj))(Hauptman, Stephen) (Entered: 09/28/2017) |
| 09/28/2017 | 252 | WITHDRAWAL OF OBJECTION TO CLASS ACTION SETTLEMENT IN SUPPORT OF re: to Intervene 227 filed by Objector Lori Kilgannon. (Attorney Stephen M Hauptman added to party Lori Kilgannon(pty:obj))(Hauptman, Stephen) (Entered: 09/28/2017) |
| 10/02/2017 | 253 | MINUTES OF Plaintiffs Motion for Final Approval of Class Action Settlement Agreement 237 ; Plaintiffs Motion for Attorneys Fees, Reimbursement of Expenses, and Service Awards 238 before Judge Michael W. Fitzgerald: Case called, and counsel make their appearance. The Court hears oral argument from counsel and takes the matter under submission. An order will issue. Court Reporter: Amy Diaz. (jp) (Entered: 10/02/2017) |
| 10/03/2017 | 254 | MINUTES(In Chambers): ORDER GRANTING PLAINTIFFS' MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT 237 AND MOTION FOR ATTORNEYS FEES, REIMBURSEMENT OF EXPENSES, AND SERVICE AWARDS 238 by Judge Michael W. Fitzgerald. The Court GRANTS the Settlement Motion and the Fee Motion. The Court awards class counsel \$1,790,000 in fees and costs. This award is separate and apart from the \$6.99.2 million settlement fund, and will not be deducted from or reduce the settlement amount. The Court awards Rachel Cody and Lindsey Knowles an incentive payment of \$5,000 each. A separate judgment will issue. IT IS SO ORDERED. (lom) (Entered: 10/03/2017) |
| 10/03/2017 | 255 | JUDGMENT APPROVING CLASS ACTION SETTLEMENT AND DISMISSING THIS ACTION WITH PREJUDICE by Judge Michael W. Fitzgerald. IT IS HEREBY ORDERED, ADJUDGED, AND DECREED as follows: Based on the number of members of the Settlement Class on the Class List and the number of timely and valid Opt-Out Forms submitted, the Settlement Amount is \$6.99.2 million. Class Counsel shall be entitled to \$1,790,000 in attorneys' fees, inclusive of costs. This amount is awarded separate and apart from the Settlement Amount, and shall not be deducted from or reduce the Settlement Amount in any way. Plaintiffs Rachel Cody and Lindsey Knowles shall be entitled to incentive awards of |

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| | | \$5,000 each. See document for details. (MD JS-6, Case Terminated). (lom) (Entered: 10/03/2017) |
| 10/20/2017 | 256 | NOTICE OF APPEAL to the 9th CCA filed by Objector Kerry Ann Sweeney. Appeal of Judgment, 255 Filed On: 10/3/2017; Entered On: 10/3/2017; Filing fee \$ 505. Billed. (car) (Entered: 10/20/2017) |
| 10/20/2017 | 257 | FILING FEE LETTER issued as to Objector Kerry Ann Sweeney, re Notice of Appeal to 9th Circuit Court of Appeals 256 (car) (Entered: 10/20/2017) |
| 10/23/2017 | 258 | NOTIFICATION from Ninth Circuit Court of Appeals of case number assigned and briefing schedule. Appeal Docket No. 17-56608 assigned to Notice of Appeal to 9th Circuit Court of Appeals 256 as to Objector Kerry Ann Sweeney. (jp) (Entered: 10/23/2017) |
| 11/06/2017 | 259 | NOTICE OF MOTION AND MOTION for Bond for Appeal Costs filed by Plaintiffs Rachel Cody. Motion set for hearing on 12/11/2017 at 10:00 AM before Judge Michael W. Fitzgerald. (Attachments: # 1 Memorandum of Points and Authorities in support of Plaintiffs' Motion to Require Posting of Appeal Bond by Objector Kerry Ann Sweeney, # 2 Declaration of Daniel P. Hipskind in support of Plaintiffs' Motion, # 3 Exhibit A, # 4 Exhibit B, # 5 Exhibit C, # 6 Exhibit D, # 7 Exhibit E, # 8 Exhibit F, # 9 Proposed Order) (Hipskind, Daniel) (Entered: 11/06/2017) |
| 11/16/2017 | 260 | ORDER from Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals 256 filed by Kerry Ann Sweeney. CCA # 17-56608. A review of this court's docket reflects that the filing and docketing fees for this appeal remain due. Within 21 days after the date of this order, appellant shall [See document]. If appellant fails to comply with this order, this appeal will be dismissed automatically by the Clerk for failure to prosecute. [See document for all details.] (mat) (Entered: 11/17/2017) |
| 11/27/2017 | 261 | REPLY in support of NOTICE OF MOTION AND MOTION for Bond for Appeal Costs 259 filed by Plaintiff Rachel Cody. (Hipskind, Daniel) (Entered: 11/27/2017) |
| 12/07/2017 | 262 | MINUTE ORDER (IN CHAMBERS) by Judge Michael W. Fitzgerald: Pursuant to Rule 78 of the Federal Rules of Civil Procedure and Local Rule 7-15, the Court finds Plaintiffs' Motion to Require Posting of Appeal Bond by Objector Kerry Ann Sweeney 259 appropriate for decision without oral argument. Accordingly, the hearing on 12/11/2017 is VACATED. For the reasons stated herein, the Motion is GRANTED. The Court ORDERS Kerry Ann Sweeney to post an appeal bond of \$1,000 within ten (10) days of the filing of this Order. (cw) (Entered: 12/07/2017) |
| 12/21/2017 | 263 | NOTICE OF DISCREPANCY AND ORDER by Judge Michael W. Fitzgerald, ORDERING December 11, 2017 Letter from Kerry Ann Sweeney to the district court (and Appellate Court) submitted by Objector Kerry Ann Sweeney received on 12/15/2017 is not to be filed but instead rejected. Denial based on: (1) No letters to the Judge; (2) Ms. Sweeney is advised that electronic notices from the District Court are only provided upon application (see Form G80); all notices were mailed. (jp) (Entered: 12/21/2017) |