

**U.S. District Court  
Southern District of New York (Foley Square)  
CIVIL DOCKET FOR CASE #: 1:16-cv-03496-KPF**

Crittenden v. Starbucks Corporation  
Assigned to: Judge Katherine Polk Failla  
Cause: 28:1332 Diversity Action

Date Filed: 05/10/2016  
Date Terminated: 08/19/2016  
Jury Demand: Plaintiff  
Nature of Suit: 190 Contract: Other  
Jurisdiction: Diversity

**Plaintiff**

**Brittany Crittenden**

*individually, and on behalf of all others  
similarly situated*

represented by **Brittany Sloane Weiner**  
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V.

**Defendant**

**Starbucks Corporation**

represented by **Mark Edward McGrath**  
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Date Filed	#	Docket Text
05/10/2016	<u>1</u>	COMPLAINT against Starbucks Corporation. (Filing Fee \$ 400.00, Receipt Number 0208-12285234) Document filed by Brittany Crittenden. (Friedman, Murray) (Entered: 05/10/2016)
05/10/2016	<u>2</u>	CIVIL COVER SHEET filed. (Friedman, Murray) (Entered: 05/10/2016)
05/10/2016	<u>3</u>	REQUEST FOR ISSUANCE OF SUMMONS as to Starbucks Corporation, re: <u>1</u> Complaint. Document filed by Brittany Crittenden. (Friedman, Murray) (Entered: 05/10/2016)
05/11/2016	<u>1</u>	<b>***NOTICE TO ATTORNEY REGARDING PARTY MODIFICATION. Notice to attorney Murray Friedman. The party information for the following party/parties has been modified: Brittany Crittenden. The information for the party/parties has been modified for the following reason/reasons: party text was omitted. (rch)</b> (Entered: 05/11/2016)
05/11/2016	<u>1</u>	<b>***NOTICE TO ATTORNEY REGARDING CASE OPENING STATISTICAL ERROR CORRECTION: Notice to attorney Murray Friedman. The following case opening statistical information was erroneously selected/entered: Cause of Action code none; Citizenship Defendant code 2 (Citizen of Another State). The following correction(s) have been made to your case entry: the Cause of Action code has been modified to 28:1332; the Citizenship Defendant code has been modified to 5 (Incorporated/Principal Place of Business-Other State). (rch)</b> (Entered: 05/11/2016)
05/11/2016	<u>4</u>	ELECTRONIC SUMMONS ISSUED as to Starbucks Corporation. (rch) (Entered: 05/11/2016)
05/11/2016	<u>1</u>	CASE OPENING INITIAL ASSIGNMENT NOTICE: The above-entitled action is assigned to Judge Katherine Polk Failla. Please download and review the Individual Practices of the assigned District Judge, located at <a href="http://nysd.uscourts.gov/judges/District">http://nysd.uscourts.gov/judges/District</a> . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Please download and review the ECF Rules and Instructions, located at <a href="http://nysd.uscourts.gov/ecf_filing.php">http://nysd.uscourts.gov/ecf_filing.php</a> . (rch) (Entered: 05/11/2016)
05/11/2016	<u>1</u>	Magistrate Judge James C. Francis IV is so designated. (rch) (Entered: 05/11/2016)
05/11/2016	<u>1</u>	Case Designated ECF. (rch) (Entered: 05/11/2016)
05/12/2016	<u>5</u>	NOTICE OF APPEARANCE by Brittany Sloane Weiner on behalf of Brittany Crittenden. (Weiner, Brittany) (Entered: 05/12/2016)
05/18/2016	<u>6</u>	NOTICE OF INITIAL PRETRIAL CONFERENCE: Initial Conference set for 8/4/2016 at 04:00 PM in Courtroom 618, 40 Centre Street, New York, NY 10007 before Judge Katherine Polk Failla, and as further set forth in this order. (Signed by Judge Katherine Polk Failla on 5/18/2016) (tn) (Entered: 05/18/2016)
06/06/2016	<u>7</u>	STIPULATION: IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff and Defendant that: (1) Defendant's time to answer, move or otherwise respond to the Complaint in the above-captioned action is extended to and including June 28, 2016. SO ORDERED. Starbucks Corporation answer due 6/28/2016. (Signed by Judge Katherine Polk Failla on 6/6/2016) (mro) (Entered: 06/08/2016)
06/13/2016	<u>8</u>	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by Starbucks Corporation. (McGrath, Mark) (Entered: 06/13/2016)
06/13/2016	<u>9</u>	NOTICE OF APPEARANCE by Mark Edward McGrath on behalf of Starbucks Corporation. (McGrath, Mark) (Entered: 06/13/2016)
06/13/2016	<u>10</u>	

		NOTICE of OF FILING OF MOTION FOR COORDINATION AND TRANSFER PURSUANT TO 28 U.S.C. § 1407 AND PENDENCY OF OTHER ACTIONS. Document filed by Starbucks Corporation. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(McGrath, Mark) (Entered: 06/13/2016)
06/14/2016	<u>11</u>	NOTICE of Withdrawl. Document filed by Brittany Crittenden. (Friedman, Murray) (Entered: 06/14/2016)
06/28/2016	<u>12</u>	LETTER MOTION for Conference <i>re Proposed Motions to Stay and to Dismiss Complaint for Failure to State a Claim</i> addressed to Judge Katherine Polk Failla from Mark E. McGrath dated June 28, 2016. Document filed by Starbucks Corporation.(McGrath, Mark) (Entered: 06/28/2016)
06/28/2016	<u>13</u>	NOTICE OF APPEARANCE by Seth Asher Nadler on behalf of Brittany Crittenden. (Nadler, Seth) (Entered: 06/28/2016)
06/29/2016	<u>14</u>	ORDER terminating <u>12</u> Letter Motion for Conference. The Court will address Defendant's contemplated motions at the initial pretrial conference set for August 4, 2016. Should Plaintiff wish to file a letter responding to Defendant's premotion letter, she may do so in accordance with the Court's Individual Rules of Civil Practice. (Signed by Judge Katherine Polk Failla on 6/28/2016) (mro) (Entered: 06/29/2016)
07/01/2016	<u>15</u>	STIPULATION AND ORDER: Subject to this Court's approval, this action is stayed pending the Panel's decision on the Transfer Motion; Subject to this Court's approval, the initial pretrial conference is adjourned sine die; If the Panel grants the Transfer Motion, then the deadline for Starbucks to answer, move, or otherwise respond to the Complaint is extended to and including the twentieth (20th) day after entry of an order granting the Transfer Motion or such date as the transferee court may set for a motion, answer, or other response to the Complaint; If the Panel denies the Transfer Motion, then Starbucks' proposed motion to dismiss will be discussed at the initial pretrial conference and Plaintiff shall have the right to respond to the pre-motion letter and such response shall be due within five (5) business days of the Panel's decision on the Transfer Motion; Starbucks will file a notification of the Panel's decision on the Transfer Motion within three (3) business days of such a decision. Case stayed. (Signed by Judge Katherine Polk Failla on 7/1/2016) (tn) (Entered: 07/01/2016)
08/09/2016	<u>16</u>	NOTICE of Decision by Judicial Panel on Multi-District Litigation re: <u>15</u> Stipulation and Order, Case Stayed, Terminate Hearings, Terminate Deadlines,,,,,,,,,,,,,. Document filed by Starbucks Corporation. (McGrath, Mark) (Entered: 08/09/2016)
08/10/2016	<u>17</u>	FIRST LETTER addressed to Judge Katherine Polk Failla from Brittany Weiner dated 8/10/2016 re: Defendant's Pre-Motion Letter. Document filed by Brittany Crittenden. (Attachments: # <u>1</u> Exhibit)(Weiner, Brittany) (Entered: 08/10/2016)
08/11/2016	<u>18</u>	CERTIFIED TRUE COPY OF MDL ORDER FROM THE MDL PANEL DENYING TRANSFER....that the motion, pursuant to 28 U.S.C. 1407(c), for transfer of the action to the United States District Court – Western District of Washington, be, and the same hereby is denied. (Signed by MDL Panel on 08/05/2016) (sjo) (Entered: 08/11/2016)
08/12/2016	<u>19</u>	MEMO ENDORSEMENT on re: <u>17</u> Letter filed by Brittany Crittenden. ENDORSEMENT: In light of the decision of the Judicial Panel on Multi-DistrictLitigation, the parties are directed to appear for a status conference on August 19, 2016, at 11:00 a.m. in Courtroom 618 of the Thurgood Marshall Courthouse, 40 Foley Square, New York, New York, 10007. SO ORDERED., ( Status Conference set for 8/19/2016 at 11:00 AM in Courtroom 618, 40 Centre Street, New York, NY 10007 before Judge Katherine Polk Failla.) (Signed by Judge Katherine Polk Failla on 8/12/2016) (ama) (Entered: 08/12/2016)
08/19/2016	<u>20</u>	ORDER: At the August 19, 2016 conference, Plaintiff moved, with Defendant's consent, to transfer this action to the United States District Court for the Northern District of California. For the reasons discussed on the record at that conference, the Court finds that the convenience of the

parties and witnesses and the interest of justice are served by such a transfer. See 28 U.S.C. § 1404(a). Accordingly, Plaintiff's motion is GRANTED. (Signed by Judge Katherine Polk Failla on 8/19/2016) (tn) (Entered: 08/19/2016)

08/19/2016

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Minute Entry for proceedings held before Judge Katherine Polk Failla: Status Conference held on 8/19/2016. (Court Reporter Vincent Bologna) (Lopez, Jose) (Entered: 08/24/2016)

08/19/2016

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CASE TRANSFERRED OUT ELECTRONICALLY from the U.S.D.C. Southern District of New York to the United States District Court – Northern District of California (tn) (Entered: 08/26/2016)