

1 GUIDO SAVERI (22349)
 guido@saveri.com
 2 R. ALEXANDER SAVERI (173102)
 rick@saveri.com
 3 CADIO ZIRPOLI (179108)
 zirpoli@saveri.com
 4 SAVERI & SAVERI, INC.
 706 Sansome Street
 5 San Francisco, CA 94111
 Telephone: (415) 217-6810
 6 Facsimile: (415) 217-6813

7 *Interim Co-Lead Counsel for Plaintiffs
 and the Proposed Class*

8
 9 *Additional Counsel Listed on Signature Page*

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA

12 In re CALIFORNIA TITLE INSURANCE
 ANTITRUST LITIGATION

No. 08-cv-1341-JSW

CLASS ACTION

13
 14 THIS DOCUMENT RELATES TO:
 15 ALL ACTIONS

16 STIPULATION AND ~~PROPOSED~~
 ORDER EXTENDING PAGE LIMIT OF
 17 PLAINTIFFS' MEMORANDUM IN
 OPPOSITION TO DEFENDANTS'
 MOTION TO DISMISS AND
 EXTENDING TIME FOR PLAINTIFFS'
 OPPOSITION AND DEFENDANTS'
 18 REPLY AND CONTINUING HEARING DATE
 ON MOTION TO DISMISS
 Honorable Jeffrey S. White

1 WHEREAS, on May 21, 2009, the Court issued an Order Granting Motion to Dismiss and
2 Granting Leave to Amend (Docket No. 124);

3 WHEREAS, Plaintiffs filed their Consolidated Second Amended Class Action Complaint
4 on July 6, 2009 (Docket No. 127);

5 WHEREAS, Defendants' time to move against, answer or otherwise respond to the
6 Consolidated Second Amended Class Action Complaint was extended through and including
7 August 19, 2009 by an Order of this Court (Docket No. 129);

8 WHEREAS, Plaintiffs consented to Defendants' request to seek relief from the Court's
9 standing order regarding the length of legal memorandum and agreed by stipulation that
10 Defendants may seek the Court's permission to expand the page limit for their Joint Motion to
11 Dismiss to no more than 25 pages in length;

12 WHEREAS, on August 12, 2009 a Stipulation and [PROPOSED] Order Extending Page
13 Limit of Defendants' Joint Memorandum In Support of Defendants' Motion to Dismiss was
14 presented to the Court (Docket No. 130);

15 WHEREAS, on August 12, 2009 the Court Granted the Stipulation and Order Extending
16 Page Limit of Defendants' Joint Memorandum in Support of Defendants' Motion to Dismiss
17 (Docket No. 131);

18 WHEREAS, Defendants filed a Joint Motion to Dismiss Plaintiffs' Consolidated Second
19 Amended Class Action Complaint and Defendant Old Republic International Corporation filed a
20 separate Motion to Dismiss and supporting memoranda of points and authorities on August 19,
21 2009 (Docket No. 132 & 133);

22 WHEREAS, pursuant to the Court's Order Continuing Hearing and Setting Briefing
23 Schedule, dated August 19, 2009, Plaintiffs' briefs in opposition to Defendants' motions to
24

1 dismiss are due on September 18, 2009, and Defendants' reply briefs in further support of their
2 motions to dismiss are due on September 25, 2009 (Docket No. 134);

3 WHEREAS, Plaintiffs have met and conferred with Defendants on a request by Plaintiffs
4 for relief from the Court's standing order regarding the length of legal memoranda to be filed in
5 support of or in opposition to any motion, to permit the filing of a memorandum of no more than
6 25 pages in length and on Plaintiffs' request for a five-day extension of the time for Plaintiffs to
7 submit papers in opposition to Defendants' motions to dismiss;

9 WHEREAS, Defendants consent to Plaintiffs' request for relief from this Court's standing
10 order to permit the filing of a memorandum of points and authorities in opposition to Defendants'
11 Joint Motion to Dismiss, not to exceed 25 pages in length, and to Plaintiffs' request for a five-day
12 extension of time for Plaintiffs to submit papers in opposition to Defendants' motions to dismiss;

14 WHEREAS, given the need to coordinate among numerous Defendants, Defendants have
15 met and conferred with Plaintiffs and requested a one-week extension of the time for Defendants
16 to submit reply papers in further support of their motion to dismiss, so that Defendants have two
17 weeks from filing of Plaintiffs' opposition papers to submit reply papers instead of one week; and

18 WHEREAS, Plaintiffs consent to Defendants' request for a one-week extension of the time
19 for Defendants to submit reply papers in further support of their motion to dismiss, so that
20 Defendants have two weeks from the filing of Plaintiffs' opposition papers to submit reply papers;

22 IT IS HEREBY STIPULATED, by and between Plaintiffs and Defendants, through their
23 respective counsel, and subject to Court approval, that (i) Plaintiffs may seek relief from the
24 Court's standing order and, subject to Court approval and said relief being granted, Plaintiffs may
25 file and serve a memorandum in opposition to Defendants' Joint Motion to Dismiss of no more
26 than 25 pages in length; (ii) Plaintiffs' time to file and serve their briefs in opposition to
27 Defendants' Joint Motion to Dismiss and Old Republic International Corporation's Motion to

1 Dismiss is extended from September 18, 2009 until September 23, 2009; and (iii) Defendants'
2 time to file and serve reply briefs in further support of Defendants' Joint Motion to Dismiss and
3 Old Republic International Corporation's Motion to Dismiss is extended from September 25, 2009
4 until October 7, 2009.

5 Dated: September 17, 2009

SAVERI & SAVERI, INC.

7 By /s/ Cadio Zirpoli

8 Guido Saveri (CA Bar No. 22349)
9 R. Alexander Saveri (CA Bar No. 173102)
10 Cadio R. Zirpoli (CA Bar No. 179108)
11 706 Sansome Street
12 San Francisco, California 94111
13 Telephone: (415) 217-6810
14 Facsimile: (415) 217-6813

HAGENS BERMAN SOBOL SHAPIRO LLP

13 By /s/ Steve W. Berman

14 Steve W. Berman (*pro hac vice*)
15 Thomas E. Loeser (CA Bar No.202724)
16 1301 Fifth Avenue, Suite 2900
17 Seattle, Washington 98101
18 Telephone: (206) 623-7292
19 Facsimile: (206) 623-0594

HAGENS BERMAN SOBOL SHAPIRO LLP

18 Reed R. Kathrein (CA Bar No. 139304)
19 Jeff D. Friedman (CA Bar No.173886)
20 715 Hearst Avenue, Suite 202
21 Berkeley, California 94710
22 Telephone: (510) 725-3000
23 Facsimile: (510) 725-3001

GIRARD GIBBS LLP

23 By /s/ Elizabeth C. Pritzker

24 Daniel C. Girard (CA Bar No. 114826)
25 Elizabeth C. Pritzker (CA Bar No. 146267)
26 Aaron M. Sheanin (CA Bar No. 214472)
27 601 California Street, 14th Floor
28 San Francisco, California 94104
Telephone: (415) 981-4800
Facsimile: (415) 981-4846

Interim Co-Lead Counsel for Plaintiffs and the Proposed Class

1 GREENBERG TRAURIG, LLP

2
3 By /s/ Frank E. Merideth, Jr.
FRANK E. MERIDETH, JR.

4 -and-

5 GREENBERG TRAURIG, LLP

6 James I. Serota

7 Kenneth Lapatine

8 Stephen L. Saxl

Anastasia A. Angelova

200 Park Avenue

New York, New York 10166

Telephone: (212) 801-9200

Facsimile: (212) 801-6400

serotaj@gtlaw.com

lapatinek@gtlaw.com

saxls@gtlaw.com

angelovaa@gtlaw.com

13 *Attorneys for Defendants The First American*
14 *Corporation, First American Title Insurance*
15 *Company and United General Title Insurance*
16 *Company*

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

GLASER, WEIL, FINK, JACOBS & SHAPIRO, LLP
James S. Schreier
Bryan M. Sullivan
10250 CONSTELLATION BOULEVARD
19th Floor
Los Angeles, CA 90067
Telephone: (310) 553-3000
Facsimile: (310) 556-2920
jschreier@glaserweil.com
bsullivan@glaserweil.com

- and-

SIMPSON THACHER & BARTLETT LLP
Barry R. Ostrager
Kevin J. Arquit
Patrick T. Shilling
425 Lexington Avenue
New York, New York 10017-3954
Telephone: (212) 455-2000
Facsimile: (212) 455-2502
bostrager@stblaw.com
karquit@stblaw.com
pshilling@stblaw.com

Attorneys for Defendants Fidelity National Financial, Inc., Fidelity National Title Insurance Company, Tigor Title Insurance Company, Tigor Title Insurance Company of Florida, Chicago Title Insurance Company, Security Union Title Insurance Company, Commonwealth Land Title Insurance Company, Lawyers Title Insurance Corporation and Transnation Title Insurance Co.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SIDLEY AUSTIN LLP
Samuel R. Miller
555 California St.
San Francisco, CA 94104
Telephone: (415) 772-7447
Facsimile: (415) 772-7400
srmiller@sidley.com

-and-

FULBRIGHT & JAWORSKI L.L.P.
David M. Foster
801 Pennsylvania Avenue, NW
Washington, D.C. 20004
Telephone: (202) 662-4517
Facsimile: (202) 662-4643
dfoster@fulbright.com

-and-

FULBRIGHT & JAWORSKI L.L.P.
Mark A. Robertson
666 Fifth Avenue
New York, New York 10103
Telephone: 212-318-3304
Facsimile: 212-318-3400
mrobertson@fulbright.com

*Attorneys for Defendants Stewart Title Guaranty
Company and Stewart Title Insurance Company*

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

LOCKE LORD BISSELL & LIDDELL LLP
Curtis Stanfield Leavitt
400 Capitol Mall, Suite 1460
Sacramento, California 95814
Telephone: (916)-554-0246
Facsimile: (916) 554-5440
CLeavitt@lockelord.com

-and-

LOCKE LORD BISSELL & LIDDELL LLP
David G. Greene
Kevin J. Walsh
Joseph N. Froehlich
885 Third Avenue, 26th Floor
New York, New York 10022
Telephone: (212) 947-4700
Facsimile: (212) 812-8346
DGreene@lockelord.com
KWalsh@lockelord.com
JFroehlich@lockelord.com

Of Counsel:

LOCKE LORD BISSELL & LIDDELL LLP
Michael J. Gaertner
Thomas J. Cunningham
Simon A. Fleischmann
111 South Wacker Drive
Chicago, Illinois 60606-4410
Telephone: (312) 443-0700
Facsimile: (312) 443-0336
mgaertner@lockelord.com

*Attorneys for Defendants Old Republic National Title
Insurance Company and Old Republic International
Corporation*

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DEWEY & LEBOEUF LLP
Margaret A. Keane
One Embarcadero Center, Suite 400
San Francisco, CA 94111
Telephone: (415) 951-1100
Facsimile: (415) 951-1180
mkeane@dl.com

*Attorneys for Defendant National Title Insurance of
New York, Inc.*

The Court shall approve the stipulation. However, in order to ensure the Court has adequate time to consider the parties' briefs, the hearing set for October 16, 2009, is HEREBY CONTINUED to Friday, October 30, 2009 at 9:00 a.m.

~~PURSUANT TO STIPULATION, IT IS HEREBY SO ORDERED.~~

DATED: September 17, 2009



The Honorable Jeffrey S. White
UNITED STATES DISTRICT JUDGE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28