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14 *Attorneys for Plaintiffs and the Proposed Class*

15 [Additional counsel appear on signature page.]

16 **UNITED STATES DISTRICT COURT**  
 17 **NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

18 RONALD RAYNALDO, RICHARD  
 19 BARRIE, FERNANDA NUNES FERREIRA,  
 20 GEORGE JONES, ROBERT LIZZUL,  
 21 MITCHELL BRYON PAZANKI, JOHN  
 22 PROVENZANO, HARRY RAPP, DENNIS  
 23 WOODS, DAYANE TESSINARI,  
 24 BRENDAN SANGER, AND JASON CASEY,  
 Individually and on Behalf  
 of All Others Similarly Situated,

24 Plaintiffs,

25 vs.

26 AMERICAN HONDA MOTOR CO., INC.,

27 Defendant.

Mark J. Dearman (*pro hac vice*)  
 Eric S. Dwoskin (*pro hac vice*)  
 Alexander C. Cohen (*pro hac vice*)  
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Case No.: 4:21-cv-05808-HSG

**STIPULATION AND ORDER**  
**CONTINUING DATE FOR FILING OF**  
**OPPOSITION AND REPLY BRIEFS IN**  
**CONNECTION WITH DEFENDANT’S**  
**MOTION TO DISMISS THE SECOND**  
**AMENDED CLASS ACTION**  
**COMPLAINT**

Judge: Hon. Haywood S. Gilliam, Jr.  
 Ctrm: 2 – 4th Floor

1 WHEREAS, on September 20, 2022, the Court entered an Order Granting Motion to Dismiss  
2 (Dkt. No. 70) (the “Dismissal Order”), permitting Plaintiffs in the above-captioned action (the  
3 “Action”) until October 18, 2022 to file a further amended complaint (the “Second Amended Class  
4 Action Complaint”);

5 WHEREAS, on October 11, 2022, the Court granted a stipulation filed by Plaintiffs and  
6 American Honda Motor Co., Inc. (“AHM”) (collectively AHM and the Plaintiffs are the “Parties”)  
7 and entered an Order Continuing Date to File First Amended Class Action Complaint and Setting  
8 Deadline for Defendant to Respond (ECF No. 75), permitting Plaintiffs until November 17, 2022 to  
9 file their Second Amended Complaint and AHM until December 17, 2022 to file their Motion to  
10 Dismiss the Second Amended Complaint;

11 WHEREAS on December 19, 2022, the Clerk issued a notice requiring Plaintiffs’  
12 Opposition to the Motion to Dismiss be filed by December 30, 2022 (the “Opposition”) and AHM’s  
13 reply to the Opposition (the “Reply”) by January 6, 2023;

14 WHEREAS, due to previously scheduled work and/or vacations of various counsel for the  
15 Parties, and in interest of sufficient time to brief the Motions to Dismiss, the Parties have stipulated  
16 to seek the relief herein to continue the dates for the filing of the Opposition and Reply;

17 WHEREAS, no discovery cut-off deadline, dispositive motion deadline or trial date has been  
18 set in the Action and therefore this stipulation does not impact existing dates in the Action other  
19 than those set forth above;

20 WHEREAS, this is the first extension request as to the briefing for the Motion to Dismiss  
21 filed on December 17, 2022, and the third time the Parties have requested an extension in the Action  
22 in that on September 28, 2021, the Court entered an order (Dkt. No. 14) granting the stipulation of  
23 the Parties as to AHM’s response to the Amended Class Action Complaint (Dkt. No. 15) and entered  
24 the orders referenced herein at ECF No. 75;

25 ACCORDINGLY, it is STIPULATED by the Parties, subject to Court approval, that:

- 26 1. Plaintiffs shall file their opposition to the Motion to Dismiss not later than February 16,  
27 2023;

1 2. AHM shall file its reply in further support of the Motion to Dismiss not later than March  
2 16, 2023.

3 3. The hearing on the Motion to Dismiss remains scheduled for March 30, 2023 or such  
4 further date as the Court otherwise orders.

5 IT IS SO STIPULATED.

6 DATED: December 20, 2022

**KAPLAN FOX & KILSHEIMER LLP**

7 By: /s/ Kathleen A. Herkenhoff  
8 Kathleen A. Herkenhoff

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*Attorneys for Plaintiffs and the Proposed Class*

1 DATED: December 20, 2022

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10 *Attorneys for Defendant*  
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**ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)**

I, Kathleen A. Herkenhoff, attest that concurrence in the filing of this document has been obtained from the other signatory. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 20th day of December 2022, at San Diego, California.

By: /s/ Kathleen A. Herkenhoff  
Kathleen A. Herkenhoff

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**ORDER**

Pursuant to Stipulation, IT IS SO ORDERED.

Dated: 12/21/2022

  
\_\_\_\_\_  
HONORABLE HAYWOOD S. GILLIAM, JR.  
U.S. DISTRICT COURT JUDGE