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9 Attorneys for Defendant CLEARWIRE CORPORATION,
 10 erroneously sued as CLEARWIRE, INC.

11
 12 IN THE UNITED STATES DISTRICT COURT
 13 EASTERN DISTRICT OF CALIFORNIA

14 SHARON NEWTON, individually and on) Case No. 2:11-cv-00783-WBS-DAD
 15 behalf of all others similarly situated,)
)
 16 Plaintiffs,) JOINT STATUS REPORT, STIPULATION
) AND [~~PROPOSED~~] ORDER CONTINUING
 17 vs.) STAY
)
 18 CLEARWIRE, INC.,)
)
 19 Defendant.)
 20)

21 **JOINT STATUS REPORT AND STIPULATION**

22 Plaintiff Sharon Newton and Defendant Clearwire Corporation, by and through their
 23 counsel, provide this joint status report and stipulate to the following and request that the Court
 24 stay this matter until February 13, 2012, so the parties can continue their settlement discussions,
 25 which remain ongoing following their formal mediation. The parties jointly request that the Court
 26 enter the following Order approving this Stipulation.

27 In support of this request, the parties represent the following to the Court:
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DAVIS WRIGHT TREMAINE LLP

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1. On December 12, 2011, the Court entered an order [Dkt. 39] approving the parties' stipulation and (i) stayed the case until January 12, 2012, to allow the parties to mediate their dispute, as well as other matters involving Clearwire; (ii) vacated the hearing on Clearwire's Motion to Compel Arbitration [Dkt. 18]; and (iii) directed the parties to submit a joint status report at the expiration of the stay.

2. The parties engaged in formal mediation on January 4 and 5, 2012, and their settlement discussions from that mediation remain ongoing.

3. To allow the parties to continue their settlement discussions and focus their efforts on resolving this dispute amicably, they jointly ask the Court to stay the case until February 13, 2012.

Stipulated and respectfully submitted this 12th day of January, 2012.

For Clearwire Corporation:
DAVIS WRIGHT TREMAINE LLP

For Plaintiff:
BAILLON THOME JOZWIAK MILLER & WANTA

By: /s/ Kenneth E. Payson
Kenneth E. Payson (*admitted pro hac vice*)

By: /s/ Bryce Miller (authorized on January 12, 2012)
Bryce Miller (*admitted pro hac vice*)

Attorneys for Defendant
CLEARWIRE CORPORATION

Of Attorneys for Plaintiff
SHARON NEWTON

ORDER

IT IS SO ORDERED.

The Court approves the parties' stipulation and STAYS this matter until February 13, 2012. The parties shall submit a joint status report describing how they propose that this matter will proceed on or before **February 13, 2012**.

DATED this 12th day of January 2012.



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on this day, I caused to be electronically filed the foregoing document
3 with the Clerk of the Court using the CM/ECF system which will send notification of such filing
4 to the following counsel of record:

5 Michael McShane (mmcshane@audetlaw.com)
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10 Bryce Miller (bmmiller@baillonhome.com)
11 Baillon Thome Jozwiak Miller & Wanta LLP
12 222 South Ninth Street, Suite 2955
13 Minneapolis, MN 55402

14 DATED this 12th day of January, 2012.

15 s/ Kenneth E. Payson

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