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6 Attorneys for Defendants
 MARRONE BIO INNOVATIONS, INC., PAMELA G.
 7 MARRONE, DONALD J. GLIDEWELL, and JAMES B. BOYD,

8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

11
 12 PAUL SAUSMAN, Individually and On Behalf of
 All Others Similarly Situated,

13 Plaintiff,

14 v.

15 MARRONE BIO INNOVATIONS, INC.,
 16 PAMELA G. MARRONE, DONALD J.
 GLIDEWELL, and JAMES B. BOYD

17 Defendants.

Case No. 2:14-cv-02072-MCE-KJN

**STIPULATION AND ORDER
 DEFERRING DEADLINES TO
 RESPOND TO THE COMPLAINT**

Judge: Hon. Morrison C. England
 Date Filed: Sept. 8, 2014
 Trial Date: None Set

1 Pursuant to Civil Local Rule 144 and Federal Rule of Civil Procedure 6, the parties hereby
2 stipulate, subject to the Court's approval, as follows:

3 WHEREAS, this securities class action lawsuit was instituted in this district on
4 September 8, 2014, on behalf of all persons who purchased or otherwise acquired the publicly
5 traded securities of Marrone Bio Innovations, Inc. ("Marrone") between March 7, 2014, and
6 September 2, 2014;

7 WHEREAS, this securities class action lawsuit is governed by the Private Securities
8 Litigation Reform Act of 1995, 15 U.S.C. § 78u-4 *et seq.* (the "Reform Act");

9 WHEREAS, a lead plaintiff has not yet been appointed pursuant to 15 U.S.C.
10 § 78u-4(a)(3)(B) of the Reform Act;

11 WHEREAS, the undersigned parties anticipate that, following the appointment of Lead
12 Plaintiff, a consolidated complaint will be filed;

13 WHEREAS, the Court issued an Order Requiring Joint Status Report on September 8,
14 2014 (Dkt. No. 2) setting deadlines for the parties' conference pursuant to Fed. R. Civ. P. 26(f);

15 WHEREAS, counsel for the parties have met and conferred and agreed that the due date
16 for defendants' responses to the complaint and the filing of a joint status report should be deferred
17 until a lead plaintiff is appointed;

18 WHEREAS, the agreed-upon extension is not for the purpose of delay, promotes judicial
19 efficiency, and will not cause prejudice to either party;

20 WHEREAS, no previous extension of this deadline has been sought;

21 NOW, THEREFORE, in the interest of judicial economy and good cause showing, the
22 parties, by and through their undersigned counsel of record, hereby agree and stipulate, and the
23 Court hereby orders, as follows:

24 1. Without prejudice to any parties' right to seek interim relief, Defendants shall have no
25 obligation to answer or otherwise respond to the complaint until after the Court appoints a lead
26 plaintiff and lead counsel pursuant to the provisions of the Reform Act.

27 2. Defendants will meet and confer with the court-appointed lead counsel within twenty
28 (20) days following the appointment of a lead plaintiff and lead counsel to (a) confirm whether


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ORDER

The Court ADOPTS the above stipulation (ECF No. 11) in its entirety, except that the parties are ORDERED to submit joint status reports informing the Court of the status of this case every sixty (60) days starting from the date this order is electronically filed until the appointment of a lead plaintiff and lead counsel and the establishment of a date to provide the Court with the Joint Status report required by the Court's September 8, 2014, Order (ECF No. 2). Failure to comply with this Order may result in the issuance of monetary sanctions on counsel for all parties and/or dismissal of this action, without further notice to the parties, for noncompliance with court orders and/or for failure to prosecute pursuant to this Court's inherent authority to control its docket and/or Federal Rule of Civil Procedure 41(b).

IT IS SO ORDERED.

Dated: October 29, 2014



MORRISON C. ENGLAND, JR., CHIEF JUDGE
UNITED STATES DISTRICT COURT