1 2 3 4 5 6 7	JORDAN ETH (BAR NO. 121617) JEth@mofo.com JUDSON E. LOBDELL (BAR NO. 146041) JLobdell@mofo.com MORRISON & FOERSTER LLP 425 Market Street San Francisco, California 94105-2482 Telephone: 415.268.7000 Facsimile: 415.268.7522 Attorneys for Defendants MARRONE BIO INNOVATIONS, INC., PAMELA MARRONE, DONALD J. GLIDEWELL, and JAM	
8 9 10	UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA	
11 12 13	SSUCHIA CHEN, Individually and On Behalf of All Others Similarly Situated, Plaintiff,	Case No. 2:14-cv-02105-TLN-EFB STIPULATION AND ORDER DEFERRING DEADLINES TO DESPOND TO THE COMPLAINT
 14 15 16 17 18 	v. MARRONE BIO INNOVATIONS, INC., PAMELA G. MARRONE, DONALD J. GLIDEWELL, and JAMES B. BOYD Defendants.	RESPOND TO THE COMPLAINT Judge:Hon. Troy L. NunleyDate Filed:Sept. 5, 2014Trial Date:None Set
19 20 21		
21 22 23		
24 25		
26 27		
28		

STIPULATION AND ORDER DEFERRING RESPONSES Case No. 2:14-cv-02105-TLN-EFB

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 11, 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 Court issued an Order Requiring Joint Status Report on September 11,
12	2014 (Dkt. No. 2) setting deadlines for the parties' conference pursuant to Fed. R. Civ. P. 26(f);
13	WHEREAS, counsel for the parties have met and conferred and agreed that the due date
14	for defendants' responses to the complaint and the filing of a joint status report should be deferred
15	until a lead plaintiff is appointed;
16	WHEREAS, the agreed-upon extension is not for the purpose of delay, promotes judicial
17	efficiency, and will not cause prejudice to either party;
18	WHEREAS, no previous extension of this deadline has been sought;
19	NOW, THEREFORE, in the interest of judicial economy and good cause showing, the
20	parties, by and through their undersigned counsel of record, hereby agree and stipulate, and the
21	Court hereby orders, as follows:
22	1. Without prejudice to any parties' right to seek interim relief, Defendants shall have no
23	obligation to answer or otherwise respond to the complaint until after the Court appoints a lead
24	plaintiff and lead counsel pursuant to the provisions of the Reform Act.
25	2. Defendants will meet and confer with the court-appointed lead counsel within twenty
26	(20) days following the appointment of a lead plaintiff and lead counsel to (a) confirm whether
27	the lead plaintiff will file a new complaint that supersedes all previously filed complaints or deem
28	the existing complaint operative; (b) establish a common response date for all defendants,
	STIPULATION AND ORDER DEFERRING RESPONSES

1	including a briefing schedule on defendants' anticipated motions to dismiss and (c) establish a		
2	date to provide the Court with the Joint Status	report as set forth in the Order of September 11,	
3	2014.		
4	Dated: October 28, 2014		
5	M	MORRISON & FOERSTER LLP	
6	В	y: /s/ Judson E. Lobdell	
7		Judson E. Lobdell	
8		JORDAN ETH JUDSON E. LOBDELL Marriagen & Fragmeter LLD	
9		Morrison & Foerster LLP 425 Market Street	
10		San Francisco, California 94105-2482 Telephone: 415.268.7000 Facsimile: 415.268.7522	
11			
12		Attorneys for Defendants MARRONE BIO INNOVATIONS, INC.,	
13		PAMELA G. MARRONE, DONALD J. GLIDEWELL and JAMES B. BOYD	
14			
15		LANCY BINKOW & GOLDBERG LLP y: /s/ <i>Robert V. Prongay</i> as authorized on	
16		10/24/2014 Robert V. Prongay	
17		GLANCY BINKOW & GOLDBERG LLP	
18		Lionel Z. Glancy Michael Goldberg	
19		Robert V. Prongay 1925 Century Park East, Suite 2100	
20		Los Angeles, CA 90067 Telephone: (310) 201-9150	
21		Facsimile: (310) 201-9160	
22		Attorneys for Plaintiff SSUCHIA CHEN	
23		SBOOTHATCHEN	
24			
25			
26			
27			
28			

1	ORDER		
2			
3	Pursuant to the stipulation, it is SO ORDERED.		
4	Dated: October 30, 2014		
5			
6			
7	my - thinkey		
8	Troy L. Nunley		
9 10	United States District Judge		
10			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25 26			
26 27			
27 28			
28			