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 12
 13 UNITED STATES DISTRICT COURT
 14 EASTERN DISTRICT OF CALIFORNIA

15 EDWARD ANDERSON, RAYMOND KEITH
 CORUM, JESSE WORTHINGTON, and
 16 COLLEEN WORTHINGTON, each
 individually and on behalf of all others
 17 similarly situated,

CASE NO. 18-cv-00714-JAM-AC

**STIPULATION AND ORDER REGARDING
 SERVICE AND PROCEDURES UNDER
 PRIVATE SECURITIES LITIGATION
 REFORM ACT**

18 Plaintiff,

19 EDWARD D. JONES & CO., L.P.; THE
 JONES FINANCIAL COMPANIES, L.L.L.P.;
 20 EDJ HOLDING COMPANY, INC.; JAMES
 D. WEDDLE; PENELOPE PENNINGTON;
 21 DANIEL J. TIMM; KENNETH R. CELLA,
 JR.; BRETT A. CAMPBELL; KEVIN D.
 22 BASTIEN; NORMAN L. EAKER; VINCENT
 J. FERRARI; TIMOTHY J. KIRLEY; JAMES
 23 A. TRICARICO, JR.; OLIVE STREET
 INVESTMENT ADVISORS, LLC;
 24 PASSPORT HOLDINGS, LLC; PASSPORT
 RESEARCH, LTD; and JOHN DOES 1-100,

25 Defendants.
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 28 The parties submit the following stipulation for the Court's approval:

1 WHEREAS, on March 30, 2018, Plaintiffs filed the putative class action complaint in this
2 action, asserting, among other things, claims under Section 10(b) of the Securities Exchange Act of
3 1934 (“Exchange Act”) and Rule 10b-5 promulgated thereunder, as well as claims under Sections
4 12(a)(2) and 15 of the Securities Act of 1933 (Dkt. No. 1);

5 WHEREAS, this action is governed by the Private Securities Litigation Reform Act of 1995
6 (the “PSLRA”);

7 WHEREAS, pursuant to Section 21D(a)(3)(B) of the Exchange Act, 15 U.S.C. § 78u-
8 4(a)(3)(B), as amended by the PSLRA, motions for appointment as Lead Plaintiff in this action and
9 for approval of Lead Counsel are due on May 29, 2018;

10 WHEREAS, it is anticipated that following the Court’s ruling, the appointed Lead Plaintiff
11 will file an amended complaint that supersedes the pending complaint;

12 WHEREAS, counsel for the parties agree that to avoid duplicative effort, unnecessary motion
13 practice, and waste of judicial resources, there is good cause to provide that Defendants need not
14 respond to the pending complaint and will instead respond to the anticipated subsequent pleading;

15 WHEREAS, counsel for Defendants has agreed to accept service of the complaint on behalf
16 of all Defendants, provided that no responsive pleading to the current complaint is required;

17 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, subject to Court
18 approval, as follows:

- 19 1. Defendants accept service of the complaint.
- 20 2. Defendants shall not be required to answer, move, or otherwise respond to the pending
21 complaint.
- 22 3. The schedule for filing an amended complaint and briefing any motions to dismiss
23 pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure shall be as follows:
 - 24 a. The amended complaint shall be filed within 60 days of the Court’s Order
25 appointing Lead Plaintiff and approving the selection of Lead Counsel.
 - 26 b. Motions to dismiss and opening briefs in support thereof shall be filed within 60
27 days of the filing of the amended complaint.
 - 28 c. The opposition shall be due within 60 days of the filing of the motion to dismiss.

d. Replies in support of the motions to dismiss shall be due within 45 days of the filing of the opposition briefs.

4. The parties expressly reserve all other rights of any kind.

Dated: April 20, 2018

/s/ Ivy T. Ngo as approved on April 20, 2018

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Counsel for Defendants

IT IS SO ORDERED

Dated: 4/27/2018

/s/ John A. Mendez

Hon. John A. Mendez
United States District Judge