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14 Attorneys for Defendants  
 15 UNITED AIRLINES, INC.

16 Additional Counsel Appear on Signature Page

17 **UNITED STATES DISTRICT COURT**  
 18 **NORTHERN DISTRICT OF CALIFORNIA**

19 JSW

20 RONALD H. COWAN,  
 on behalf of himself and all others  
 21 similarly situated,

22 Plaintiff,

23 v.

24 BRITISH AIRWAYS PLC, VIRGIN  
 25 ATLANTIC AIRWAYS LIMITED, and  
 26 UNITED AIRLINES, INC.,

27 Defendants.

28 CASE NO. CV 06-04331-~~EMC~~  
**STIPULATION PURSUANT TO  
 LOCAL RULE 6-1 TO EXTEND  
 TIME TO RESPOND TO  
 COMPLAINT**

29 Pursuant to Local Rule 6-1, in light of the transfer motion now pending  
 30 before the Judicial Panel on Multidistrict Litigation (“JPML”) captioned *In re*  
 31 *International Air Transportation Surcharge Antitrust Litigation*, MDL Docket No.  
 32 1793, Plaintiff Ronald H. Cowan (“Plaintiff”) and Defendants British Airways Plc,  
 33

1 Virgin Atlantic Airways Limited, and United Airlines, Inc. (collectively, the  
2 “Defendants”), through their respective counsel, hereby stipulate and agree as  
3 follows:  
4

5 IT IS HEREBY STIPULATED AND AGREED that Defendants’ time to  
6 answer, move or otherwise plead is enlarged until the later of (1) the date when the  
7 Defendants would otherwise be required to file a response pursuant to Federal Rule  
8 of Civil Procedure 12, or (2) 45 days after the JPML rules on the pending motion  
9 and consolidates each related action in a single court, and a consolidated complaint  
10 is filed by all plaintiffs in the single transferee Court and served on Defendants.

11 IT IS FURTHER STIPULATED AND AGREED that each defense counsel  
12 designated below shall accept service on behalf of the Defendant represented by  
13 each such counsel of all complaints in the above-captioned matter, including any  
14 amended or consolidated complaints, and further, that such Defendant shall not  
15 contest sufficiency of process or service of process. This Stipulation does not  
16 constitute a waiver of any other defense including, but not limited to, the defenses  
17 of lack of personal or subject matter jurisdiction or improper venue. Nothing in  
18 this paragraph shall obligate any Defendant to answer, move or otherwise respond  
19 to any complaint until the time provided in the preceding paragraph. The above  
20 notwithstanding, should any Defendant, except pursuant to court order, respond to  
21 any complaint in a related matter filed in another United States District Court prior  
22 to the date contemplated by this stipulation, then such Defendant shall make a  
23 simultaneous response to the complaint in the above-captioned matter.

24 Respectfully submitted,  
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1 Dated: July 28, 2006

FURTADO JASPOVICE & SIMONS, ALC

2  
3 /s/

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7 *Attorneys for Plaintiff Ronald H. Cowan*

8 Dated: July 28, 2006

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9  
10 /s/

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17 *Attorneys for Defendant United Air Lines, Inc.*

18 Dated: July 28, 2006

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20 /s/

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Dated: July 28, 2006

SIMPSON THACHER & BARTLETT LLP


/s/  
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*Attorneys for Defendant Virgin Atlantic  
Airways Limited*

PURSUANT TO STIPULATION,  
IT IS SO ORDERED:

Date: July 31, 2006

  
\_\_\_\_\_  
Honorable Judge Edward M. Chen  
JEFFREY S. WHITE  
UNITED STATES DISTRICT COURT  
JUDGE