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18 Attorneys for Defendants
 19 UNITED AIR LINES, INC.

20 Additional Counsel Appear on Signature Page

21 **UNITED STATES DISTRICT COURT**
 22 **NORTHERN DISTRICT OF CALIFORNIA**

23 SUSAN BARTHOLOMEW,
 24 on behalf of herself and all others
 25 similarly situated,

26 Plaintiff,

27 v.

28 BRITISH AIRWAYS, PLC, VIRGIN
 ATLANTIC AIRWAYS LIMITED, and
 UNITED AIR LINES, INC.,

Defendants.

CASE NO. CV 06-04793-SC

STIPULATION AND ~~PROPOSED~~
 ORDER PURSUANT TO LOCAL
 RULE 6-1 TO EXTEND TIME TO
 RESPOND TO COMPLAINT

Pursuant to Local Rule 6-1, in light of the transfer motion now pending before the Judicial Panel on Multidistrict Litigation (“JPML”) captioned *In re International Air Transportation Surcharge Antitrust Litigation*, MDL Docket No. 1793, Plaintiff

1 Susan Bartholomew (“Plaintiff”) and Defendants British Airways Plc, Virgin
2 Atlantic Airways Limited, and United Air Lines, Inc. (collectively, the
3 “Defendants”), through their respective counsel, hereby stipulate and agree as
4 follows:

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 of
17 lack of personal or subject matter jurisdiction or improper venue. Nothing in this
18 paragraph shall obligate any Defendant to answer, move or otherwise respond to any
19 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: August 15, 2006

GREEN WELLING LLP

2 /s/

3 Robert S. Green (SBN 136183)
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10 Dated: August 15, 2006

Attorneys for Plaintiff Susan Bartholomew

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23 Dated: August 15, 2006

Attorneys for Defendant United Air Lines, Inc.

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Dated: August 15, 2006

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*Attorneys for Defendant Virgin Atlantic
Airways Limited*

Filer's Attestation: Pursuant to General Order No. 45, Section X(B), Shirish Gupta hereby attests that the signatories' concurrences in the filing of this document have been obtained.

PURSUANT TO STIPULATION,
IT IS SO ORDERED:

Date: 8/21/06



Honorable Judge Samuel Conti

PROOF OF SERVICE

I am employed in Santa Clara County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is Two Palo Alto Square, Suite 300, Palo Alto, California 94306-2112.

On August 15, 2006, I served the foregoing document(s) described as

STIPULATION AND [PROPOSED] ORDER PURSUANT TO LOCAL RULE 6-1 TO EXTEND TIME TO RESPOND TO COMPLAINT

on each interested party, as follows:

- by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Palo Alto, California addressed as set forth below.
- by placing the document(s) listed above in a sealed facsimile & U.S. Mail envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a facsimile & U.S. Mail agent for delivery.
- by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

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3 BARTLETT LLP
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5 New York, NY 10017

6 I declare under penalty of perjury under the laws of the United States of
7 America that the above is true and correct.

8 Executed on August 15, 2006, at Palo Alto, California.

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/s/

JESSICA F. DAVIS