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 12 FREMONT INVESTMENT ADVISORS, INC.

13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN FRANCISCO DIVISION

16 BEVERLY KANAWI and SALVADOR
 17 AQUINO, as representatives of a class of
 18 similarly situated persons, and on behalf of
 19 the Plan,

20 Plaintiffs,

21 vs.

22 BECHTEL CORPORATION, THE
 23 BECHTEL TRUST AND THRIFT PLAN
 24 COMMITTEE, PEGGI KNOX, and
 25 FREMONT INVESTMENT ADVISORS,
 26 INC.,

27 Defendants.

CASE NO. C 06-05566 CRB (EDL)

**STIPULATION AND ~~[PROPOSED]~~
 ORDER SETTING REVISED PAGE
 LIMITS FOR MOTIONS FOR SUMMARY
 JUDGMENT OPENING BRIEFS AND
 OPPOSITION BRIEFS**

Honorable Charles R. Breyer

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STIPULATION

WHEREAS, on September 11, 2008, the Court granted the Administrative Motion of Defendants Bechtel Corporation, the Bechtel Trust & Thrift Plan Administrative Committee, and Peggi Knox (collectively “Bechtel Defendants”) filed pursuant to Local Rule 7-11 for an order extending the twenty-five (25) page limit for briefs in support of motions for summary judgment by twenty-five (25) pages (Docket No 337);

WHEREAS, also on September 11, 2008, the parties filed a stipulation and order agreeing, in the alternative, to a forty (40) page limit for summary judgment briefings in this matter;

WHEREAS, on September 12, 2008, counsel for Plaintiffs and counsel for Defendant Fremont Investment Advisors, Inc. (“FIA”) met and conferred to extend the page limit for summary judgment briefings and agreed to enlarge all briefs to fifty (50) pages in light of the Court’s Order (Docket No. 337) and given the number of discrete issues and the complexity of the case;

WHEREAS, also on September 12, 2008, Plaintiffs and FIA agreed that opening briefs for any motion for summary judgment filed in this matter shall not exceed fifty pages (50), and that any brief in opposition to a motion for summary judgment filed in this matter shall not exceed fifty (50) pages;

NOW THEREFORE, FOR GOOD CAUSE SHOWN, THE PARTIES HEREBY STIPULATE and AGREE that any opening brief for a motion for summary judgment filed in this matter shall not exceed fifty (50) pages, and any brief in opposition to a motion for summary judgment filed in this matter shall not exceed fifty (50) pages.

IT IS SO STIPULATED.

1 DATED: September 15, 2008

PAUL, HASTINGS, JANOFSKY & WALKER LLP

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3 By: /s/ Grace A. Carter
4 GRACE A. CARTER

5 Attorneys for Defendant
6 FREMONT INVESTMENT ADVISORS, INC.

7 DATED: September 15, 2008

MORGAN LEWIS & BOCKIUS LLP

8
9 By: /s/ D. Ward Kallstrom
10 D. WARD KALLSTROM

11 Attorneys for Defendants
12 BECHTEL CORPORATION, THE BECHTEL TRUST
13 AND THRIFT PLAN COMMITTEE, PEGGI KNOX

14 DATED: September 15, 2008

SCHLICHTER, BOGARD & DENTON

15 By: /s/ Heather Lea
16 HEATHER LEA

17 Attorneys for Plaintiffs
18 BEVERLY KANAWI and SALVADOR AQUINO, as
19 representatives of a class of similarly situated persons, and
20 on behalf of the Plan

[PROPOSED] ORDER

21 **IT IS ORDERED.**

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23 Dated: September 17, 2008.

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25 LEGAL_US_W # 59950973.1

