

Jonathan K. Levine (State Bar No. 220289)
 jkl@girardgibbs.com
 Elizabeth C. Pritzker (State Bar No. 146267)
 ecp@girardgibbs.com
 Todd I. Espinosa (State Bar No. 209591)
 tie@girardgibbs.com
GIRARD GIBBS LLP
 601 California Street
 San Francisco, California 94108
 Telephone: (415) 981-4800
 Facsimile: (415) 981-4846

Attorneys for Individual and Representative
 Plaintiffs Clarke and Rebecca Wixon and
 Norman and Barbara Wixon

[Additional counsel appear on signature page]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Clarke and Rebecca Wixon and Norman
 and Barbara Wixon, derivatively and on behalf of
 themselves and all others similarly situated,

Plaintiffs,

v.

Wyndham Resort Development Corp. (f/k/a
 Trendwest Resorts, Inc.), Gene Hensley, David
 Herrick, John Henley, Peggy Fry and John
 McConnell, and nominally, WorldMark, The
 Club,

Defendants.

Case No. C 07-02361 JSW (BZ)

**STIPULATION AND ~~PROPOSED~~
 ORDER EXTENDING TIME TO
 RESPOND TO DIRECTOR
 DEFENDANTS' INTERROGATORIES**

CLASS AND DERIVATIVE ACTION

1 WHEREAS the Court, on April 14, 2009, entered its order, *inter alia*, directing that Plaintiffs
2 Clarke and Rebecca Wixon and Norman and Barbara Wixon (collectively, “Plaintiffs”) provide further
3 responses to Defendants Gene Hensley, David Herrick, John Henley, Peggy Fry and John McConnell’s
4 (collectively, the “Director Defendants”) Interrogatories Nos. 1(a), 2(a), 2(b), 3(a), 3(b), 4(a), and 4(b)
5 (the “Director Defendants’ Interrogatories”) within 60 days after the Court’s ruling on Director
6 Defendants’ motion challenging Plaintiffs’ adequacy as representatives under Rule 23.1 of the Federal
7 Rules of Civil Procedure (Dkt. No. 240);

8 WHEREAS the Court, on October 19, 2009, entered its order granting in part and denying in
9 part the Director Defendants’ Rule 23.1 motion (Dkt. No. 420);

10 WHEREAS, in accordance with the Court’s April 14, 2009 order, Plaintiffs’ further responses
11 to the Director Defendants’ Interrogatories are due on December 18, 2009;

12 WHEREAS the parties are discussing methods for resolving this litigation, with assistance from
13 the Honorable William J. Cahill (Ret.) of JAMS; and

14 WHEREAS Plaintiffs have requested and the Director Defendants have agreed to a three week
15 extension of the date by which Plaintiffs’ further responses shall be provided;

16 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs and the Director
17 Defendants, by and through their respective counsel, that, subject to the approval of the Court,
18 Plaintiffs’ further responses to the Director Defendants’ Interrogatories shall be served on January 8,
19 2010, rather than December 18, 2009.

1 Dated: December 9, 2009

Respectfully submitted,

2 **GIRARD GIBBS LLP**

3 By: /s/ Elizabeth C. Pritzker
4 Elizabeth C. Pritzker

5 Jonathan K. Levine
6 Todd Espinosa
7 **GIRARD GIBBS, LLP**
8 601 California Street, 14th Floor
9 San Francisco, California 94108
10 Telephone: (415) 981-4800
11 Facsimile: (415) 981-4846

12 James Helfrich (*admitted pro hac vice*)
13 **GERSH & HELFRICH, LLP**
14 1860 Blake Street, Suite 300
15 Denver, Colorado 80202
16 Telephone: (303) 293-2333
17 Facsimile: (303) 293-2433

18 *Attorneys for Individual and Representative Plaintiffs Clarke*
19 *and Rebecca Wixon and Norman and Barbara Wixon*

1 Dated: December 9, 2009

**LAW OFFICES OF JUDITH H. RAMSEYER
PLLC**

2
3 By: /s/ Judith H. Ramseyer
 Judith H. Ramseyer

4 2025 First Avenue, Suite 1130
5 Seattle, Washington 98121
6 Telephone (206) 728-6872
7 Facsimile (206) 260-6689

8 Matthew G. Ball
9 **K&L GATES LLP**
10 4 Embarcadero Center, Suite 1200
11 San Francisco, California 94111
12 Telephone (415) 882-8200
13 Facsimile (415) 882-8220

14 *Attorneys for Defendants Gene Hensley,
15 David Herrick, John Henley, Peggy Fry and
16 John McConnell*

17 **[PROPOSED] ORDER**

18 PURSUANT TO STIPULATION, IT IS SO ORDERED.

19
20 DATED: December 10, 2009


21 _____
22 The Honorable Bernard Zimmerman
23 UNITED STATES MAGISTRATE JUDGE
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1 **CERTIFICATE OF SERVICE**

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3 I, Elizabeth C. Pritzker, hereby certify that on December 9, 2009, I filed the following
4 document(s):

5 **1. STIPULATION AND [PROPOSED] ORDER EXTENDING TIME TO RESPOND**
6 **TO DIRECTOR DEFENDANTS' INTERROGATORIES**

7 By ECF (Electronic Case Filing): I e-filed the above-detailed document utilizing the United
8 States District Court, Northern District of California's mandated ECF service on December 9, 2009.
9 Counsel of record are required by the Court to be registered e-filers, and as such are automatically
e-served with a copy of the document(s) upon confirmation of e-filing.

10 I declare under penalty of perjury that the foregoing is true and correct. Executed at
11 San Francisco, CA on December 9, 2009.

12 _____ /s/ Elizabeth C. Pritzker
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