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

20
 21 JAMES BRADY, SARAH CAVANAGH, and)
 22 IVA CHIU, individually and on behalf of all)
 others similarly situated,)
 23 Plaintiffs,)
 vs.)
 24 DELOITTE & TOUCHE LLP, a limited liability)
 25 partnership; and DOES 1-10, inclusive,)
 26 Defendants)
 27)
 28)

CASE NO.: C-08-00177 SI
STIPULATION AND [PROPOSED]
ORDER EXTENDING OPT OUT
DEADLINE FOR ADDITIONAL CLASS
MEMBERS

1 **STIPULATION**

2 Pursuant to Local Rule 7-12, Plaintiffs and Defendant, through their respective counsel,
3 submit the following stipulation and [proposed] order extending the June 30, 2010 opt out deadline
4 previously ordered by the Court to permit the Parties to provide recently identified additional class
5 members with a comparable amount of time to consider the class notice and submit an election to
6 opt out.

7 WHEREAS at the April 2, 2010 Case Management Conference the Court approved the
8 Parties’ proposed class notice (“Class Notice”), ordered the Parties to mail the Class Notice to class
9 members by May 14, 2010, and set June 30, 2010 as the deadline for class members to opt out;

10 WHEREAS the Class Notice was sent out to class members and the June 30, 2010 opt out
11 deadline has now passed;

12 WHEREAS Defendant has identified additional class members who were not mailed a class
13 notice on May 14, 2010 (“Additional Class Members”);

14 WHEREAS Defendant and Plaintiffs agree that the Additional Class Members should be
15 mailed a class notice in the form of the Class Notice, but with an opt out deadline of September 1,
16 2010, to provide the Additional Class Members with an amount of time to consider the Class Notice
17 and to elect to opt out that is comparable to what was provided to the other class members.

18 NOW THEREFORE, the parties hereby stipulate that the Court may enter an Order as
19 follows:

- 20 1. The deadline for mailing class notices to the Additional Class Members shall be
- 21 no later than 4 business days after the Court’s entry of this order;
- 22 2. The opt out deadline for the Additional Class Members shall be September 1,
- 23 2010;
- 24 3. The opt out deadline for all other class members is unchanged as June 30, 2010; and
- 25 4. The Class Notice shall be modified to reflect the new opt out deadline of
- 26 September 1, 2010, for Additional Class Members, but otherwise shall remain identical to the
- 27 Class Notice previously approved by the Court.

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IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

COUNSEL FOR PLAINTIFFS

DATE: July 8, 2010

By: /s/ William A. Baird
WILLIAM A. BAIRD
JEFFREY K. COMPTON
Markun Zusman & Compton LLP
STEVE ELSTER
Law Office of Steve Elster

COUNSEL FOR DEFENDANTS

DATE: July 8, 2010

By: /s/ Mary F. Hansbury
LINDA E. SHOSTAK
JAMES E. BODDY, JR.
MARY F. HANSBURY
Morrison & Foerster LLP

ECF CERTIFICATION

I hereby attest that I have obtained concurrence regarding the filing of this document from each of the signatories within the e-filed document.

DATE: July 8, 2010

By: /s/ Mary F. Hansbury
Mary F. Hansbury

ORDER

PURSUANT TO STIPULATION AND GOOD CAUSE APPEARING, IT IS SO ORDERED.

DATED: _____



Honorable Susan Illston
United States District Court Judge