

1 BARRACK, RODOS & BACINE
 2 STEPHEN R. BASSER (121590)
 3 sbasser@barrack.com
 4 SAMUEL M. WARD (216562)
 5 sward@barrack.com
 600 West Broadway, Suite 900
 7 San Diego, CA 92101
 8 Telephone: (619) 230-0800
 9 Facsimile: (619) 230-1874

6 ROBBINS UMEDA LLP
 7 MARC M. UMEDA (197847)
 8 mumed@robbinsumeda.com
 9 CRAIG W. SMITH (164886)
 10 csmith@robbinsumeda.com
 11 KELLY M. MCINTYRE (212360)
 12 kmcintyre@robbinsumeda.com
 13 ALEJANDRO E. MORENO (256802)
 14 amoreno@robbinsumeda.com
 15 600 B Street, Suite 1900
 16 San Diego, CA 92101
 17 Telephone: (619) 525-3990
 18 Facsimile: (619) 525-3991

13 Attorneys for Plaintiff, the Port Authority Of Allegheny
 14 County Retirement and Disability Allowance Plan for
 15 Employees represented by Local 85 of the Amalgamated Transit Union

15 [Additional Plaintiff's Counsel Appear on Signature Page.]

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA

18 THE PORT AUTHORITY OF ALLEGHENY)	Case No.: 3:08-cv-02046-SI
19 COUNTY RETIREMENT AND DISABILITY)	
20 ALLOWANCE PLAN FOR EMPLOYEES)	
21 REPRESENTED BY LOCAL 85 OF THE)	STIPULATION AND [PROPOSED]
22 AMALGAMATED TRANSIT UNION)	ORDER TO TEMPORARILY STAY
23 Plaintiff,)	ACTION PENDING PRIVATE
24 vs.)	MEDIATION
25 L. STEPHEN SMITH, DAVID H. KATKOV,)	Judge: The Honorable Susan Illston
26 DONALD P. LOFE, JR., JOHN D. ROACH,)	
27 RONALD H. ZECH, WAYNE E. HEDIEN, MARY)	
28 LEE WIDENER, CARMINE GUERRO, JOSE H.)	
VILLARREAL, RAYMOND L. OCAMPO JR.,)	
LOUIS G. LOWER II, W. ROGER HAUGHTON,)	
VICTOR J. BACIGALUPI, BRADLEY M.)	
SHUSTER, KENNETH T. ROSEN, JAMES C.)	
CASTLE, MARIANN BYERWALTER, and)	
STEVEN L. SCHEID,)	
[Caption continued on following page.])	

28 STIPULATON AND [PROPOSED] ORDER TO TEMPORARILY
 STAY ACTION PENDING PRIVATE MEDIATION
 Case No.: 3:08-cv-02046-SI

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Defendants,)
-and -)
PMI GROUP, INC.,)
Nominal Defendant)

STIPULATION

WHEREAS, on June 26, 2008, this Court entered a Stipulated Case Management Order;
WHEREAS, pursuant to the Case Management Order, the above-captioned action (the "Derivative Action") was stayed pending resolution of a motion to dismiss the related shareholder class action, captioned *In re The PMI Group, Inc. Securities Litigation*, Master File No. 3:08-cv-01405-SI (the "Securities Class Action");

WHEREAS, on November 2, 2009, this Court entered an Order Denying Defendants' Motion to Dismiss First Amended Complaint in the Securities Class Action;

WHEREAS, on February 11, 2010, the parties to the Securities Class Action filed a Joint Case Management Statement and Proposed Order, notifying this Court that the parties planned to schedule a private mediation in April 2010 and were discussing the scope of documents to be produced before the mediation;

WHEREAS, pursuant to this Court's Order entered on December 18, 2009, Plaintiff filed its Amended Shareholder Derivative Complaint ("Amended Complaint") on March 1, 2010;

WHEREAS, on March 5, 2010, pursuant to this Court's Minute Order dated February 19, 2010, the parties to the Securities Class Action informed the Court that the private mediation would take place before (Ret.) Judge Layn R. Phillips in June 2010;

WHEREAS, the parties to the Derivative Action have agreed to participate in the private mediation with the parties in the Securities Class Action before (Ret.) Judge Phillips on June 10, 2010;

WHEREAS, on April 15, 2010, this Court entered an Order extending Defendants' time to respond to the Amended Complaint to May 7, 2010; and

1 WHEREAS, the parties agree that, in the interest of an effective mediation, it would be
2 appropriate to vacate the current briefing schedule for Defendants' response to the Amended
3 Complaint and the related hearing on July 9, 2010.

4 **NOW THEREFORE**, it is hereby stipulated, by and among the Parties, through their
5 undersigned counsel, as follows:

6 1. All proceedings in this Action including, but not limited to, all motion practice,
7 including briefing dates, and all discovery are temporarily stayed until the conclusion of the
8 private mediation before (Ret.) Judge Phillips.

9 2. The Parties reserve the right, at any time upon a properly noticed motion, to move
10 the Court to lift the temporary stay or to extend the duration or scope of such stay. Nothing in
11 this stipulation shall be construed as an agreement to shift the burden of persuasion in any such
12 motion as to the legal basis or grounds for a stay of this Action.

13 3. After the stay of this Action is lifted, Defendants shall have 30 days to respond to
14 Plaintiff's Amended Complaint. Plaintiff's Opposition to any response shall be due within 45
15 days of the filing of the response. Defendants' Reply shall be due within 21 days of the filing of
16 the Opposition.

17 4. This stipulation to temporarily stay all proceedings in this Action pending private
18 mediation shall not constitute a waiver or forfeit of any claims, defenses, objections, or rights of
19 any Party with respect to any matter or thing.

20 5. The agreement to temporarily stay this Action may not be used by any Party for
21 any purpose other than for enforcement of the stay itself, and all Parties reserve all of their
22 claims and defenses, which shall not be affected by the temporary stay.

23 **IT IS SO STIPULATED.**

1 DATED: May 7, 2010

BARRACK, RODOS & BACINE
STEPHEN R. BASSER
SAMUEL M. WARD

2
3 /s/

4 _____
SAMUEL M. WARD

5 600 West Broadway, Suite 900
6 San Diego, CA 92101
7 Telephone: (619) 230-0800
8 Facsimile: (619) 230-1874

9 BARRACK, RODOS & BACINE
10 LEONARD BARRACK
11 DANIEL BACINE
12 3300 Two Commerce Square
13 2001 Market Street
14 Philadelphia, PA 19103
15 Telephone: (215) 963-0600
16 Facsimile: (215) 963-0838

17 ROBBINS UMEDA LLP
18 MARC M. UMEDA
19 CRAIG W. SMITH
20 KELLY M. MCINTYRE
21 ALEJANDRO E. MORENO
22 600 B Street, Suite 1900
23 San Diego, CA 92101
24 Telephone: (619) 525-3990
25 Facsimile: (619) 525-3991

26
27
28 HOLZER, HOLZER & FISTEL, LLC
COREY D. HOLZER
MICHAEL I. FISTEL, JR.
MARSHALL P. DEES
200 Ashford Center North, Suite 300
Atlanta, GA 30338
Telephone: (770) 392-0090
Facsimile: (770) 392-0029

*Attorneys for Plaintiff, the Port Authority
Of Allegheny County Retirement and
Disability Allowance Plan for Employees
represented by Local 85 of the
Amalgamated Transit Union*

1 DATED: May 7, 2010

O'MELVENY & MYERS LLP
MEREDITH N. LANDY
PETER T. SNOW

2
3 /s/
4 _____
5 MEREDITH N. LANDY

6 2765 Sand Hill Road
7 Menlo Park, California 94025
8 Telephone: (650) 473-2600
9 Facsimile: (650) 473-2601

10 O'MELVENY & MYERS LLP
11 GEORGE A. RILEY
12 Two Embarcadero Center, 28th Floor
13 San Francisco, CA 94111
14 Telephone: (415) 984-8700
15 Facsimile: (415) 984-8701

16 *Attorneys for Defendants*

17 I, Meredith N. Landy, am the ECF User whose ID and password are being used to file
18 this Stipulation and [Proposed] Regarding Scheduling Matters. In compliance with General
19 Order 45, X.B., I hereby attest that Samuel M. Ward has concurred in this filing.

20 By: _____ /s/
21 Meredith N. Landy

22 **ORDER**

23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

24 

25 DATED: May ___, 2010

26 _____
27 THE HONORABLE SUSAN ILLSTON
28 UNITED STATES DISTRICT JUDGE