

1 R. Joseph Barton, CA Bar No. 212340
 Email: jbarton@cohenmilstein.com
 2 Bruce F. Rinaldi, CA Bar No. 55133
 Email: brinaldi@cohenmilstein.com
 3 Robyn M. Swanson, Admitted *Pro Hac Vice*
 Email: rswanson@cohenmilstein.com
 4 **COHEN MILSTEIN SELLERS & TOLL PLLC**
 1100 New York Avenue, N.W.
 5 Suite 500, West Tower
 Washington, DC 20005
 6 Telephone: (202) 408-4600
 Facsimile: (202) 408-4699
 7

8 Michelle L. Roberts, CA Bar No. 239092
 Email: mlr@ssrlawgroup.com
 9 Claire Kennedy-Wilkins, CA Bar No. 231897
 Email: ckw@ssrlawgroup.com
 10 **SPRINGER-SULLIVAN & ROBERTS LLP**
 410 - 12th Street, Suite 325
 11 Oakland, CA 94607
 Tel: (510) 992-6130
 12 Fax: (510) 280-7564

13 Attorneys for Plaintiff

14 **UNITED STATES DISTRICT COURT**

15 **NORTHERN DISTRICT OF CALIFORNIA**

16 **SAN FRANCISCO DIVISION**

17 **QUILLER BARNES,**
 18 Plaintiff,
 19 v.
 20 **AT&T PENSION BENEFIT PLAN -**
 21 **NONBARGAINED PROGRAM,**
 22 Defendant.

CASE NO. 08-04058 MHP

**JOINT STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING TIME FOR
DEFENDANT'S RESPONSE TO
PLAINTIFF'S PROPOSED NOTICE**

23
 24 Plaintiff Quiller Barnes and Defendant AT&T Pension Benefit Plan – NonBargained
 25 Program (collectively referred to as the “Parties”) through their respective counsel stipulate as
 26 follows:
 27
 28

JOINT STIPULATION AND [PROPOSED] ORDER EXTENDING
 TIME FOR DEF'S RESPOSNE TO P'S PROPOSED NOTICE
 (08-04058 MHP)

1 WHEREAS, on August 31, 2010, in its Memorandum & Order Re: Plaintiff's Motion for
2 Class Certification of His Second and Third Claims for Relief, the Court ordered that within
3 thirty days of the entry of this order, Plaintiff shall submit to the court and serve on Defendant a
4 proposed form of notice to be sent to the class and that Defendant shall have fifteen days to
5 respond to the proposed notice;

6 WHEREAS, the Court's order was entered on September 1, 2010 (Docket No. 176);

7 WHEREAS, on October 1, 2010, Plaintiff filed a Notice of Pendency of Class Action,
8 Summary Notice of Pendency of Class Action (Docket No. 178), and a Proposed Order regarding
9 these notices (Docket No. 179);

10 WHEREAS, Defendant must file its response to Plaintiff's proposed form of notice by
11 October 15, 2010;

12 WHEREAS, the Parties believe that they may be able to resolve some differences
13 regarding the proposed form of notice and that Defendant's deadline to file its response should be
14 extended three business days to October 20, 2010 in order to permit the Parties to confer
15 regarding the notices.

16 **IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES:**

17 The deadline for Defendant to file its response to Plaintiff's proposed form of notice is
18 extended from October 15, 2010 to October 20, 2010.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: October 15, 2010

SPRINGER-SULLIVAN & ROBERTS LLP

By: /s/ *[Signature]*

MICHELLE L. ROBERTS
ATTORNEYS FOR PLAINTIFF & CLASS

Dated: October 15, 2010

LAFAYETTE & KUMAGAI

BY: /s/ *[Signature]*
REBECCA KIMURA
ATTORNEYS FOR DEFENDANT

PURSUANT TO STIPULATION, IT IS SO ORDERED.

The deadline for Defendant to file its response to Plaintiff's proposed form of notice is extended from October 15, 2010 to October 20, 2010.

Dated: 10/18/2010

