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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 FURTHER 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 WHEREAS, on August 31, 2010, in its Memorandum & Order Re: Plaintiff’s Motion
 28

1 for Class Certification of His Second and Third Claims for Relief, the Court ordered that within
2 thirty days of the entry of this order, Plaintiff shall submit to the court and serve on Defendant a
3 proposed form of notice to be sent to the class and that Defendant shall have fifteen days to
4 respond to the proposed notice;

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

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

9 WHEREAS, Defendant filed its response to Plaintiff's proposed form of notice on
10 October 15, 2010 (Docket No. 182, 183);

11 WHEREAS, the Parties have met and conferred and have made some progress in
12 resolving some differences regarding the proposed form of notice;

13 WHEREAS the parties request a further extension to October 26, 2010 to update this
14 Court on the progress of those discussions.

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

17 The deadline for Defendant to file its amended response to Plaintiff's proposed form of
18 notice is extended from October 20, 2010 to October 26, 2010.

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Dated: October 20, 2010

SPRINGER-SULLIVAN & ROBERTS LLP

By: /s/ *[Signature]*

MICHELLE L. ROBERTS
ATTORNEYS FOR PLAINTIFF & CLASS

Dated: October 20, 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 amended response to Plaintiff's proposed form of notice is extended from October 20, 2010 to October 26, 2010.

Dated: 10/25/2010

