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7 [ADDITIONAL PARTIES AND COUNSEL
 LISTED ON SIGNATURE PAGES]
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9 UNITED STATES DISTRICT COURT
 10 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 11 SAN FRANCISCO DIVISION

12 DAN VALENTINE, DALE MORTENSEN,
 13 MELISSA BECKER, SAMUEL GREEN,
 14 SHERRON RIMPSEY, CHARLOTTE
 MIRANDA, FRANK MIRANDA, SAUL
 15 DERMER, WAYNE COPELAND,
 CRYSTAL REID, ANDREW PAUL
 16 MANARD, KATHLEEN KIRCH, TERRY
 KIRCH, NEIL DEERING, PAUL
 17 DRISCOLL, individuals, on behalf of
 themselves and all others similarly situated,

18 Plaintiffs,

19 v.

20 NEBUAD, INC., a Delaware Corporation;
 BRESNAN COMMUNICATIONS, a New
 21 York Corporation; CABLE ONE, a
 Delaware Corporation; CENTURYTEL, a
 22 Texas Corporation; EMBARQ, a Delaware
 Corporation; KNOLOGY, a Delaware
 23 Corporation; WOW!, a Delaware
 Corporation; AND JOHN DOES 1-20,
 24 corporations Defendants.

25 Defendants

Civil Case No.: CV-08-5113 (TEH)

**SECOND STIPULATION
 REGARDING TIME FOR
 RESPONSIVE PLEADINGS AND
 16 [PROPOSED] ORDER
 EXTENDING TIME FOR
 RESPONSIVE PLEADINGS**

The Honorable Thelton E. Henderson

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Pursuant to Local Rule 6-1, Plaintiffs and Defendants Bresnan Communications, Cable One, CenturyTel, Embarq, Knology, and WOW! (collectively, the "ISP Defendants") hereby stipulate and agree as follows:

- 1. The time for the ISP Defendants to file a responsive pleading or otherwise respond to Plaintiffs' Complaint is extended to January 30, 2009.
- 2. The ISP Defendants agree to use their best efforts to ensure that they are not required to file a responsive pleading or otherwise respond to any other complaint that arises out of the facts alleged in this action until 5 days after they have filed a responsive pleading or other response to Plaintiffs' Complaint in this case. If, notwithstanding such best efforts, an ISP Defendant's motion to any court for an extension of the time in which to file its responsive pleading or other response to another complaint is denied, ISP Defendants agree to file their responsive pleading or other response in this case at least 1 day before their responsive pleading or other response in the other case.

Dated: January 14, 2009

By: _____
 Alan Himmelfarb
 KAMBEREDELSON LLC
 Attorneys for Plaintiffs

Dated: January 14, 2009

By: _____
 Thomas R. Burke
 DAVIS WRIGHT TREMAINE LLP
 Attorneys for Defendant
 BRESNAN COMMUNICATIONS

Dated: January 14, 2009

By: _____
 Simon J. Frankel
 COVINGTON & BURLING LLP
 Attorneys for Defendant
 CABLE ONE

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Dated: January 14, 2009

By: _____ /s/
C. Brandon Wisoff
FARELLA, BRAUN & MARTEL LLP

David A. Handzo
JENNER & BLOCK, LLP

Attorneys for Defendants
CENTURY TEL and EMBARQ

Dated: January 14, 2009

By: _____ /s/
David T. Biderman
PERKINS COIE LLP

Attorneys for Defendants
KNOLOGY and WOW!

~~PROPOSED~~ ORDER

Pursuant to the above stipulation, IT IS SO ORDERED.

Dated: 01/15/09 _____

The Hon. Thelton E. Henderson
United States District Judge

