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15 Attorneys for Defendants  
 16 Seagate Technology LLC (erroneously sued as Seagate  
 Technology, LLC) and i365 Inc. (erroneously sued as i365, Inc.)

17 UNITED STATES DISTRICT COURT  
 18 NORTHERN DISTRICT OF CALIFORNIA  
 19 SAN FRANCISCO DIVISION

21 PAULA HIBBS-RINES, et al.,  
 22 Plaintiff,

23 vs.

24 SEAGATE TECHNOLOGY, LLC, a  
 Delaware limited liability company; I365,  
 25 INC., a California corporation; and DOES  
 1 through 10, inclusive,  
 26 Defendants.  
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Case No. CV08-05430-SI

**STIPULATION AND [PROPOSED]  
 ORDER TO CONTINUE FILING  
 DEADLINE FOR PLAINTIFF'S  
 MOTION FOR PRELIMINARY  
 APPROVAL OF CLASS ACTION  
 SETTLEMENT AND HEARING FOR  
 PRELIMINARY APPROVAL OF  
 CLASS SETTLEMENT/ FURTHER  
 CASE MANAGEMENT  
 CONFERENCE**

1 Pursuant to Civil Local Rule 6-2 and 7-12, the Parties, Plaintiff Paula Hibbs-Rines  
2 (“Plaintiff”) and Defendants i365 Inc. and Seagate Technology LLC (“Defendants”), by and  
3 through their respective counsel of record, hereby submit this Stipulation and Proposed Order  
4 seeking a two week continuance of the filing deadline for Plaintiff’s Motion for Preliminary  
5 Approval of Class Action Settlement and the hearing for Preliminary Approval of Class  
6 Settlement and Further Case Management Conference, pursuant to the Court’s Pretrial Minute  
7 Order, issued on July 30, 2009, Docket No. 35 (“Minute Order”).

8 WHEREAS, the filing deadline for Plaintiff’s Motion for Preliminary Approval of Class  
9 Action Settlement is currently set for August 21, 2009, pursuant to the Minute Order;

10 WHEREAS, the hearing for Preliminary Approval of Class Settlement and Further Case  
11 Management Conference is currently scheduled for September 25, 2009 at 9:00 a.m., pursuant to  
12 the Minute Order;

13 WHEREAS, lead counsel for Defendants, Julie A. Totten recently began an extended  
14 leave of absence;

15 WHEREAS, the principal in-house representative for Seagate Technology LLC regarding  
16 this matter was on an extended vacation from August 1, 2009 through August 17, 2009 and was  
17 not available during that time;

18 WHEREAS, the Parties are currently addressing unanticipated issues with respect to the  
19 form of the Stipulation of Settlement and exhibits thereto and the content of Plaintiff’s Motion for  
20 Preliminary Approval of Class Action Settlement;

21 WHEREAS, the Parties need additional time to address such unanticipated issues prior to  
22 executing the Stipulation of Settlement with exhibits thereto and filing Plaintiff’s Motion for  
23 Preliminary Approval of Class Action Settlement;

24 WHEREAS, the Parties believe a two week continuance of the filing deadline for  
25 Plaintiff’s Motion for Preliminary Approval of Class Action Settlement and the hearing for  
26 Preliminary Approval of Class Settlement and Further Case Management Conference set forth in  
27 the Minute Order will provide the additional time necessary for the Parties to address such  
28 unanticipated issues, to fully prepare and execute the Stipulation of Settlement and exhibits

1 thereto and for Plaintiff to file Plaintiff's Motion for Preliminary Approval of Class Action  
2 Settlement in a form acceptable to Defendants, in order to facilitate a non-opposition by  
3 Defendants;

4 THEREFORE, IT IS HEREBY STIPULATED AND AGREED THAT:

5 The filing deadline for Plaintiff's Motion for Preliminary Approval of Class Action  
6 Settlement, presently scheduled for August 21, 2009, is continued to September 4, 2009, and the  
7 hearing for Preliminary Approval of Class Settlement and Further Case Management Conference,  
8 presently scheduled for September 25, 2009 at 9:00 a.m., is continued to October 9, 2009 at 9:00  
9 a.m., or as soon thereafter as the Court's schedule will allow, and that all associated deadlines be  
10 continued accordingly.

11 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

12 Dated: August 21, 2009

JULIE A. TOTTEN  
ALLISON E. PITIGOI  
ORRICK, HERRINGTON & SUTCLIFFE LLP

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15 /s/Allison E. Pitigoi  
16 Attorneys for Defendants Seagate Technology  
17 LLC (erroneously sued as Seagate Technology,  
LLC) and i365 Inc. (erroneously sued as i365, Inc.)

18 Dated: August 21, 2009

MICHAEL L. TRACY, ESQ.  
MEGAN ROSS HUTCHINS, ESQ.  
LAW OFFICES OF MICHAEL L. TRACY

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21 /s/Megan Ross Hutchins  
22 Attorneys for Plaintiff Paul Hibbs-Rines

23 Pursuant to General Order No. 45, Orrick, Herrington & Sutcliffe attests that concurrence  
24 in the filing of the Joint Case Management Statement has been obtained from the other signatories  
25 which shall serve in lieu of their signatures on the document.

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**ORDER**

The parties having stipulated to the foregoing and good cause appearing, PURSUANT TO STIPULATION, IT IS SO ORDERED.



Dated: \_\_\_\_\_

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THE HONORABLE SUSAN ILLSTON  
UNITED STATES DISTRICT COURT JUDGE