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Attorneys for Defendant Trex Company, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DEAN MAHAN, GRETCHEN SILVERMAN,
STEVEN MCKENNA, THOMAS
SCHAUPPNER, MARJORIE ZACHWIEJA,
JOHN FORCELLA, SHEILA SHAPIRO,
SABRINA W. HASS and DR. LANNY W.
HASS, AMY BIONDI-HUFFMAN, and BRIAN
HATHAWAY, on behalf of themselves and all
others similarly situated,

Plaintiffs,

vs.

TREX COMPANY, INC., a Delaware
corporation,

Defendant.

Case No. CV 09-00670-JSW

**STIPULATION AND ~~PROPOSED~~
ORDER RE: MOTION FOR
PRELIMINARY APPROVAL OF
SETTLEMENT AND PAGE LIMIT**

1 As the parties have advised, they have reached agreement on most terms of settlement of this
2 matter on a proposed nationwide basis. With respect to the remaining few issues, the parties continue
3 to work with plaintiffs' expert consultant and defendant's technical representatives, and otherwise
4 with their mediator, to conclude these matters fully. Accordingly, the parties require a short
5 extension of the current briefing schedule in order to resolve the remaining issues and to conclude the
6 settlement documentation and briefing accordingly.

7 In light of the foregoing, the parties now stipulate to, and ask respectfully that the Court
8 approve, the following revised schedule for a motion for preliminary approval of their settlement:

9 Motion for preliminary approval due: April 5, 2013;

10 Any opposition to the motion for preliminary approval due: No later than 14 days following
11 the filing of the motion for preliminary approval, per Local Civil Rule 7-3(a);

12 Any reply to any opposition filed in response to the motion for preliminary approval due: No
13 later than seven (7) days following the filing of any opposition, per Local Civil Rule 7-3(c).

14 Hearing on the motion for preliminary approval: May 10, 2013 at 9 a.m., or as otherwise set
15 by the Court.

16 So that they may apprise the Court fully of all pertinent matters in the motion for preliminary
17 approval, the parties also stipulate and ask that the page limit be increased from 15 pages to 25 pages
18 for that motion.

19 DATED: March 14, 2013

HAGENS BERMAN SOBOL SHAPIRO LLP

20 By /s/ Robert F. Lopez

21 Steve W. Berman
22 Tyler S. Weaver
23 Robert F. Lopez

24 *Attorneys for Select Plaintiffs and Lead Counsel
for the Proposed Class*

25 DATED: March 14, 2013

K&L GATES LLP

26 By: /s/ Patrick J. Perrone

27 Patrick J. Perrone
28 Todd L. Nunn

Attorneys for Defendant Trex Company, Inc.

[PROPOSED] ORDER

The foregoing Stipulation having been reviewed, and good cause appearing therefor, the requested revised schedule regarding the motion for preliminary approval of settlement is hereby ORDERED and approved. The parties shall notice the motion to be heard on an open date at least 35 days out. In addition, the Court grants the parties' stipulated request for a 25-page limit for the motion for preliminary approval of settlement.

Dated: March 18, 2013



Honorable Jeffrey S. White
United States District Judge