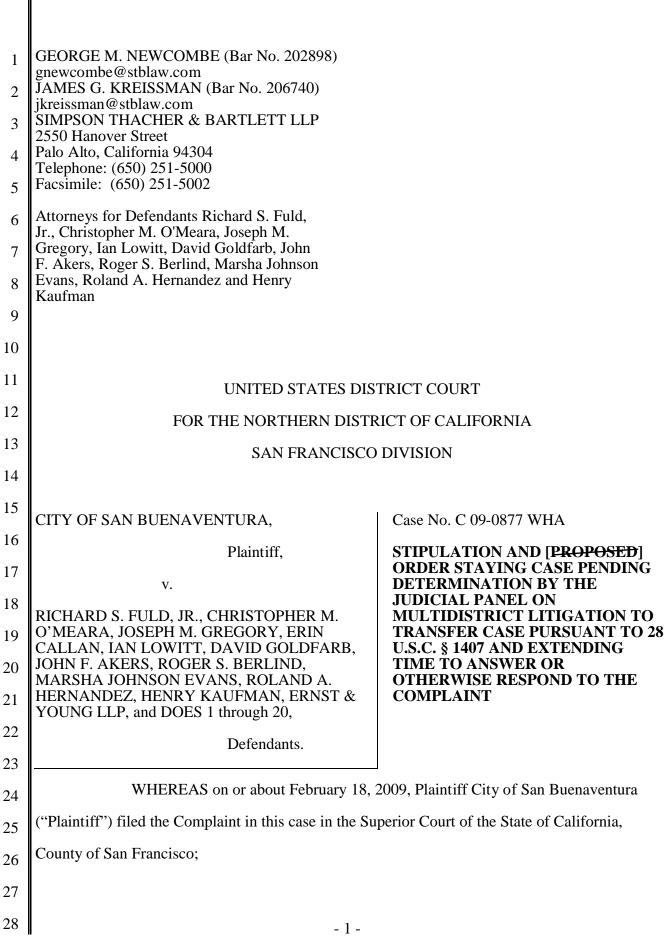
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1	WHEREAS on February 27, 2009, Defendants Richard S. Fuld, Jr., Christopher
2	M. O'Meara, Joseph M. Gregory, Ian Lowitt, David Goldfarb, John F. Akers, Roger S. Berlind,
3	Marsha Johnson Evans, Roland A. Hernandez and Henry Kaufman timely filed a Notice of
4	Removal in this Court; and Defendant Ernst & Young LLP filed a joinder to the Notice of
5	Removal on March 2, 2009;
6	WHEREAS cases sharing common questions of fact with this case have
7	previously been transferred from this District by the Judicial Panel on Multidistrict Litigation
8	(the "MDL Panel") to the Honorable Lewis A. Kaplan of the United States District Court for the
9	Southern District of New York pursuant to 28 U.S.C. § 1407;
10	WHEREAS on March 5, 2009, certain Defendants filed a "tag-along" notice with
11	the MDL Panel to inform the MDL Panel that this action is related to other actions previously
12	transferred by the MDL Panel to the Southern District of New York;
13	WHEREAS previously removed related cases, Zenith Insurance Co. v. Fuld, et
14	al., Case No. C 08-5352-SC, San Mateo County Investment Pool v. Fuld, et al., Case No. C 08-
15	5353-SC, Lou Solton, Monterey County Treasurer, on behalf of the Monterey County
16	Investment Pool, v. Fuld, et al., Case No. C 08-5167 SC, and City of South San Francisco v.
17	Citigroup Global Markets Inc., et al., Case No. C 09-0501 SC, were stayed by the Honorable
18	Samuel Conti pending transfer of the actions by the MDL Panel to the Southern District of New
19	York;
20	WHEREAS Plaintiff does not intend to oppose the MDL Panel's transfer of this
21	action to the Southern District of New York;
22	WHEREAS Plaintiff intends to file a motion to remand in this action following
23	transfer of the action to the Southern District of New York, or earlier if permitted by that Court;
24	NOW, THEREFORE, pursuant to Civ. L.R. 6-1(a), the undersigned parties
25	hereby stipulate that:
26	This case shall be stayed pending issuance of a transfer order by the MDL Panel;
27	

1	Plaintiff's time within which to file a motion to remand shall be extended until
	such time as ordered by Judge Kaplan in the Southern District of New York following transfer of
2	this action; and
3	
4	Defendants' time within which to answer or otherwise respond to the Complaint
5	is extended to 30 days from the issuance of an order deciding Plaintiff's remand motion or such
6	time as ordered by Judge Kaplan in the Southern District of New York following transfer of this
7	action.
8	
9	Dated: March 9, 2009
10	
11	<u>/s/ James G. Kreissman</u> JAMES G. KREISSMAN
12	SIMPSON THACHER & BARTLETT LLP
	Attorneys for Defendants
13	RICHARD S. FULD, JR., CHRISTOPHER M. O'MEARA
14	JOSEPH M. GREGORY, IAN LOWITT, DAVID GOLDFARB, JOHN F. AKERS, ROGER S. BERLIND,
15	MARSHA JOHNSON EVANS, ROLAND A.
16	HERNANDEZ, AND HENRY KAUFMAN
17	/s/ Mark C. Molumphy
18	MARK C. MOLUMPHY
19	COTCHETT, PITRE & MCCARTHY
20	Attorneys for Plaintiff
21	CITY OF SAN BUENAVENTURA
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