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6 Attorneys for Defendants  
 HUGHES COMMUNICATIONS, INC.  
 7 and HUGHES NETWORK SYSTEMS, LLC

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10 TINA WALTER, CHRISTOPHER BAYLESS,  
 11 and ERIC SCHUMACHER, individually and on  
 behalf of all others similarly situated,

12 Plaintiffs,

13 v.

14 HUGHES COMMUNICATIONS, INC. and  
 15 HUGHES NETWORK SYSTEMS, LLC,

16 Defendants.

CASE NO.: 09-CV-02136 SC

**STIPULATION AND [PROPOSED]  
 ORDER REGARDING BRIEFING  
 SCHEDULE FOR DEFENDANTS'  
 MOTION TO DISMISS**

Date: December 18, 2009  
 Time: 10:00 a.m.  
 Courtroom: 1, 17th Floor  
 The Honorable Samuel Conti

1           WHEREAS, on October 5, 2009, Defendants Hughes Communications, Inc. and Hughes  
2 Network Systems, LLC (collectively, “Hughes” or “Defendants”) filed a Motion to Dismiss  
3 Plaintiffs’ Amended Consolidated Class Action Complaint (the “Motion to Dismiss”);

4           WHEREAS, the Motion to Dismiss is noticed for hearing on December 18, 2009;

5           WHEREAS, the applicable deadlines for opposition and reply papers set forth in the Local  
6 Rules will involve briefing on or around the Thanksgiving holiday;

7           WHEREAS, Defendants desire to have additional time to draft and file their Reply papers,  
8 beyond the one week set forth in the Local Rules;

9           WHEREAS, the parties have agreed to set a briefing schedule in connection with the  
10 Motion to Dismiss;

11           WHEREAS, the proposed briefing schedule will not delay the hearing date and will not  
12 reduce the time between the filing of Defendant’s reply papers and the hearing date;

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IT IS HEREBY STIPULATED, by and between the parties through their respective counsel, that:

- 1. Plaintiffs' Opposition papers shall be filed no later than November 6, 2009;
- 2. Defendants' Reply papers shall be filed no later than November 25, 2009.

IT IS SO STIPULATED.

Dated: October 20, 2009

HOGAN & HARTSON LLP

By:                     /s/                      
Robert B. Hawk

Attorneys for Defendants  
HUGHES COMMUNICATIONS, INC. and  
HUGHES NETWORK SYSTEMS LLC

Dated: October 20, 2009

AUDET & PARTNERS, LLP

By:                     /s/                      
Joshua C. Ezrin

Attorneys for Plaintiffs

PURSUANT TO THE ABOVE STIPULATION, IT IS SO ORDERED.

Dated: October 22, 2009

THE HONORABLE ~~SAME~~ \_\_\_\_\_



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I, Robert B. Hawk, am the ECF User whose ID and password are being used to file this Stipulation and [Proposed] Order Regarding Briefing Schedule for Defendants' Motion to Dismiss. In compliance with General Order 45, X.B., I hereby attest that Joshua Ezrin concurred in this filing.

DATED: October 20, 2009

HOGAN & HARTSON LLP

By \_\_\_\_\_ /s/  
Robert B. Hawk