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6 *Attorneys for Plaintiffs*  
 7 *and the Proposed Class*

8 **UNITED STATES DISTRICT COURT**  
 9 **NORTHERN DISTRICT OF CALIFORNIA**

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

Plaintiff,

v.

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

Defendants. )

CASE NO: 09-CV-02136 SC

**STIPULATION AND [PROPOSED]  
 ORDER RE CONTINUING STATUS  
 CONFERENCE AND EXTENDING  
 TIME FOR DEFENDANT TO  
 RESPOND TO PLAINTIFFS' SECOND  
 AMENDED COMPLAINT**

18 WHEREAS, on August 17, 2010, the Parties participated in a second full and productive  
 19 day of mediation with the Hon. Ronald Sabraw (Ret.), at the JAMS offices in San Francisco,  
 20 California, at which time the parties agreed upon major aspects of a contemplated class wide  
 21 settlement in this matter;

22 WHEREAS, in order to allow the Parties sufficient time to finalize the terms of such a  
 23 settlement, the Parties request additional time for Defendant to respond to the Second Amended  
 24 Consolidated Class Action Complaint (hereafter, "Second Amended Complaint"), the response  
 25 of which is currently due on or before September 17, 2010;

26  
 27  
 28  
 STIPULATION AND [PROPOSED] ORDER RE CONTINUING  
 STATUS CONFERENCE AND EXTENDING TIME FOR DEFENDANT TO RESPOND TO  
 PLAINTIFFS' SECOND AMENDED COMPLAINT

1 WHEREAS, the Parties further request that the Status Conference currently set for  
2 September 17, 2010 be continued until December 3, 2010, at 10:00 a.m., for a Trial Setting  
3 Conference, with a joint statement due on November 29, 2010;

4 WHEREAS, the Parties understand that no further requests to continue Defendant's  
5 response to the Second Amended Complaint, or requests to continue the Trial Setting Conference  
6 will be granted.

7 IT IS HEREBY STIPULATED, by and between the Parties through their respective  
8 counsel, that Defendant will respond to the Second Amended Complaint on or before November  
9 19, 2010;

10 IT IS FURTHER STIPULATED, by and between the Parties through their respective  
11 counsel, that this matter will be set for a Trial Setting Conference on December 3, 2010, with a  
12 Joint Statement due on November 29, 2010.

13 IT IS SO STIPULATED.

14 Dated: September 8, 2010

AUDET & PARTNERS, LLP

15 By: \_\_\_\_\_

/s/

16 Joshua C. Ezrin  
Attorneys for Plaintiffs

17 Dated: September 8, 2010

HOGAN LOVELLS US, LLP

18 By: \_\_\_\_\_

/s/

19 Robert B. Hawk  
20 Attorneys for Defendants HUGHES  
21 COMMUNICATIONS, INC. and  
HUGHES NETWORK SYSTEMS  
LLC

22 PURSUANT TO THE ABOVE STIPULATION, IT IS SO ORDERED

23  
24 Dated: September 9, 2010

25 THE HONORABLE \_\_\_\_\_



1 I, Joshua C. Ezrin, am the ECF User whose ID and password are being used to file this  
2 Stipulation And [Proposed] Order Re Continuing Status Conference Hearing And Extending  
3 Time For Defendant To Respond To Plaintiffs' Second Amended Consolidated Class Action  
4 Complaint. In compliance with General Order 45, X.B., I hereby attest that Robert Hawk,  
5 counsel for HUGHES COMMUNICATIONS, INC. and HUGHES NETWORK SYSTEMS,  
6 LLC concurred in this filing.

7  
8 Dated: September 8, 2010

AUDET & PARTNERS, LLP

9 By:                   /s/                    
10 Joshua C. Ezrin