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9 Attorneys for Defendant
 10 SPRINT NEXTEL CORPORATION and QWEST
 COMMUNICATIONS INTERNATIONAL INC.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA

13 JOHN C. PRATHER on behalf of himself and
 14 the UNITED STATES OF AMERICA and the
 several states of CALIFORNIA, DELAWARE,
 15 FLORIDA, ILLINOIS, INDIANA,
 MASSACHUSETTS, NEVADA, NEW
 16 HAMPSHIRE, NEW JERSEY, NEW
 MEXICO, NEW YORK, RHODE ISLAND,
 17 VIRGINIA, as well as the DISTRICT OF
 COLUMBIA,

18 Plaintiff/Realtor,

19 v.

20 AT&T INC., CELLCO PARTNERSHIP d/b/a
 21 VERIZON COMMUNICATIONS, QWEST
 COMMUNICATIONS INTERNATIONAL
 22 INC., SPRINT NEXTEL CORPORATION,
 and TELEPHONE AND DATA SYSTEMS,
 23 INC.,

24 Defendants.

Case No. 3:09-cv-2457 (CRB)

**JOINT STIPULATION AND [REDACTED]
 ORDER REGARDING HEARING DATE
 AND BRIEFING SCHEDULE FOR
 DEFENDANTS' RESPONSES TO
 RELATOR'S COMPLAINT AND CASE
 MANAGEMENT CONFERENCE**

1 Relator John C. Prather and Defendants AT&T Inc. (“AT&T”), Cellco Partnership d/b/a
2 Verizon Wireless (“Verizon”), Qwest Communications International Inc. (“Qwest”), Sprint Nextel
3 Corporation (“Sprint”), and Telephone and Data Systems, Inc. (“TDS”) (collectively, “Defendants”),
4 by and through their respective counsel and subject to the approval of the Court, hereby stipulate as
5 follows:

6 **WHEREAS**, Relator filed the initial complaint (“Complaint”) in the above-referenced matter
7 on June 3, 2009, and the matter was assigned to the Hon. Bernard Zimmerman.

8 **WHEREAS**, on November 29, 2011, the Court entered an order providing that AT&T,
9 Verizon, Sprint, and TDS shall answer or respond to the Complaint on January 17, 2012 and setting
10 a briefing schedule and hearing date for their motions (Dkt. No. 22);

11 **WHEREAS**, on November 30, 2011, the Court reassigned this matter to the Hon. Charles R.
12 Breyer and ordered that “[a]ll matters presently scheduled for hearing are vacated and should be
13 renoticed for hearing” (Dkt. No. 30);

14 **WHEREAS**, Defendant Qwest appeared in this action through its counsel on December 13,
15 2011, and has agreed with Relator, subject to the Court’s approval, to respond to the Complaint on
16 the same schedule applicable to the other Defendants;

17 **WHEREAS**, the Initial Case Management Conference in this matter is scheduled for January
18 13, 2012 at 8:30 a.m., and the joint case management statement is due not less than seven days prior
19 to the conference; and

20 **WHEREAS**, Relator and Defendants further agree that by entering into this stipulation,
21 Defendants do not waive any defenses or submit to the jurisdiction of the Court;

22 **NOW, THEREFORE**, subject to the approval of the Court, Relator and Defendants stipulate as
23 follows:

24 1. The Initial Case Management Conference, currently scheduled for January 13, 2012,
25 is continued to February 3, 2012 at 8:30 a.m. before the Honorable Charles C. Breyer, and the joint
26 case management statement is due not less than seven days prior to the conference;

1 2. Defendant Qwest will answer or respond by motion to the Complaint on or before
2 January 17, 2012;

3 3. Relator shall file any opposition(s) to each of Defendants' Motion(s) on or before
4 February 28, 2012;

5 4. Defendants shall file any reply brief(s) in support of their Motion(s) on or before
6 March 20, 2012;

7 5. Defendants' Motion(s) will be heard on April 20, 2012 at 10:00 a.m.

8 **IT IS SO STIPULATED**

9
10 Dated: December 23, 2011

BALESTRIERE FARIELLO

11 By: /s/ John G. Balestriere

12 John G. Balestriere
13 Attorneys for Plaintiff John C. Prather

14 Dated: December 23, 2011

SIDLEY AUSTIN LLP

15 By: /s/ Douglas A. Axel

16 Douglas A. Axel
17 Attorneys for Defendant AT&T Inc.

18 Dated: December 23, 2011

MUNGER, TOLLES & OLSON LLP

19 By: /s/ Jerome C. Roth

20 Jerome C. Roth
21 Attorneys for Defendant Cellco Partnership
22 d/b/a Verizon Wireless

23 Dated: December 23, 2011

PERKINS COIE LLP

24 By: /s/ David F. Taylor

25 David F. Taylor
26 Attorneys for Defendants Sprint Nextel
27 Corporation and Qwest Communications
28 International Inc.

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Dated: December 23, 2011

SIDLEY AUSTIN LLP

By: /s/ Richard J. O'Brien
Richard J. O'Brien
Attorneys for Defendant Telephone and Data
Systems, Inc.

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: January 3, 2012

