

1 William P. Keane (State Bar No. 124756
 wkeane@fbm.com
 2 Anthony P. Schoenberg (State Bar No. 203714)
 aschoenberg@fbm.com
 3 Nell K. Clement (State Bar No. 260426)
 nclement@fbm.com
 4 Farella Braun + Martel LLP
 235 Montgomery Street, 17th Floor
 5 San Francisco, CA 94104
 Telephone: (415) 954-4400
 6 Facsimile: (415) 954-4480

7 Attorneys for Defendant
 JOHN M. KERR

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

12 KYUNG CHO, REX DECHAKUL; AND
 13 DAVID HWANG, INDIVIDUALLY AND
 ON BEHALF OF ALL OTHERS
 14 SIMILARLY SITUATED,

15 Plaintiffs,

16 vs.

17 UCBH HOLDINGS, INC.; THOMAS S.
 WU; EBRAHIM SHABUDIN; CRAIG
 18 ON; DENNIS WU; ROBERT NAGEL;
 JOHN M. KERR; DANIEL M.
 19 GAUTSCH; DOUGLAS MITCHELL;
 BURTON D. THOMPSON; JOHN
 20 CINDEREY; JOSEPH J. JOU; PIN PIN
 CHAU; LI-LIN KO; JAMES KWOK;
 21 QINGYUAN WAN; GODWIN WONG;
 DAVID NG; DANIEL P. RILEY; and
 22 RICHARD LI-CHUNG WANG,

23 Defendants.

Case No. CV-09-4208-JSW
 CV-09-4429-JSW
 CV-09-4449-JSW
 CV-09-4513-JSW
 CV-09-4505-JSW

CLASS ACTION

**STIPULATION AND JOINT REQUEST
 FOR [~~PROPOSED~~] ORDER REVISING
 SCHEDULE FOR CASE MANAGEMENT
 CONFERENCE**

24
 25 WHEREAS, Plaintiffs filed their Consolidated Amended Complaint for Violations of the
 26 Federal Securities Laws (“CAC”) on August 10, 2010.

27 WHEREAS, all but one of the individual Defendants who have been served with
 28 summons in this matter (excluding Defendants who have been dismissed) filed motions to

STIPULATION AND JOINT REQUEST FOR [~~PROPOSED~~]
 ORDER REVISING SCHEDULE FOR CASE MANAGEMENT
 CONFERENCE— CV-09-4208-JSW; CV-09-4429-JSW;
 CV-09-4449-JSW; CV-09-4513-JSW; CV-09-4505-JSW

26175\2538592.1

1 dismiss the CAC on November 19, 2010, which motions were noticed to be heard on
2 February 18, 2011. Defendant John Cinderey has been served and has not responded to the
3 complaint.

4 WHEREAS, this Court entered an Order on February 16, 2011 vacating the hearing on
5 Defendants' motions to dismiss. Said motions remain under submission as of the filing of this
6 stipulation.

7 WHEREAS, a Case Management Conference is scheduled to take place on March 18,
8 2011 at 1:30 p.m.

9 WHEREAS, there is currently a stay of discovery pending the Court's decisions on the
10 motions to dismiss,

11 WHEREAS, the joint case management conference statement is dependent on the date and
12 content of the decisions on the motions to dismiss,

13 WHEREAS, Defendants' counsel have conferred with counsel for E. Lynn Schoenmann,
14 Chapter 7 Trustee of UCBH Holdings, Inc. (as to which this matter is currently stayed), and the
15 Trustee does not object to this Stipulation.

16 THEREFORE, to allow time for the pending motions to dismiss to be resolved, the parties
17 hereby STIPULATE, AND JOINTLY REQUEST THE COURT TO APPROVE that the Case
18 Management Conference be continued to May 6, 2011 at 1:30 p.m.

19
20 Dated: March 10, 2011

Respectfully submitted,

FARELLA BRAUN + MARTEL LLP

21
22
23 By: /s/ Anthony P. Schoenberg
Anthony P. Schoenberg
Attorneys for Defendant John M. Kerr

24
25 Dated: March 10, 2011

LATHAM & WATKINS LLP

26
27 By: /s/ Timothy P. Crudo
Timothy P. Crudo
Attorneys for Defendant Thomas S. Wu

28
STIPULATION AND JOINT REQUEST FOR [PROPOSED]
ORDER REVISING SCHEDULE FOR CASE MANAGEMENT
CONFERENCE— CV-09-4208-JSW; CV-09-4429-JSW;
CV-09-4449-JSW; CV-09-4513-JSW; CV-09-4505-JSW

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: March 10, 2011

ROPERS, MAJESKI, KOHN & BENTLEY

By: /s/ James A. Lassart
James A. Lassart
Attorneys for Defendant Ebrahim Shabudin

Dated: March 10, 2011

MORRISON & FOERSTER LLP

By: /s/ Anna Erickson White
Anna Erickson White
Attorneys for Defendant Craig On, Sylvia Loh,
Jonas Miller, Dennis Lee, Dennis Wu, Li-Lin Ko,
Joseph J. Jou, David S. Ng, Daniel P. Riley, Richard
Wang, Godwin S. Wong, and Pin Pin Chau

Dated: March 10, 2011

BERGESON, LLP

By: /s/ Daniel J. Bergeson
Daniel J. Bergeson
Attorneys for Defendant Daniel M. Gautsch,
Douglas Mitchell, and Robert Nagel

Dated: March 10, 2011

K&L GATES LLP

By: /s/ Jeffrey L. Bornstein
Jeffrey L. Bornstein
Attorneys for Defendant Burton Thompson

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

[PROPOSED] ORDER

Pursuant to stipulation, and good cause appearing therefore, IT IS HEREBY ORDERED THAT the Case Management Conference scheduled for March 18, 2011 at 1:30 p.m. is continued to May 6, 2011 at 1:30 p.m.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: March 11, 2011



JUDGE OF THE DISTRICT COURT