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 24 YELP! INC.

25 UNITED STATES DISTRICT COURT
 26 NORTHERN DISTRICT OF CALIFORNIA
 27 SAN FRANCISCO DIVISION

28 BORIS Y. LEVITT D/B/A RENAISSANCE
 RESTORATION, CATS AND DOGS ANIMAL
 HOSPITAL, INC., TRACY CHAN D/B/A
 MARINA DENTAL CARE and JOHN
 MERCURIO D/B/A WHEEL TECHNIQUES;
 on behalf of themselves and all others similarly
 situated,

Plaintiffs,

v.

YELP! INC.; and DOES 1 through 100,
 inclusive,

Defendants.

Case No. CV 10-01321 EMC
 Consolidated with CV 10-02351 EMC

CLASS ACTION

**STIPULATION AND [PROPOSED]
 ORDER MODIFYING BRIEFING
 SCHEDULE AND HEARING DATE FOR
 YELP! INC.'S MOTION TO DISMISS
 THIRD AMENDED CLASS ACTION
 COMPLAINT AND TO DISMISS OR
 STRIKE CLASS ACTION ALLEGATIONS**

1 WHEREAS, on July 22, 2011, Yelp! Inc. (“Yelp”) filed a Motion to Dismiss Plaintiffs’ Third
2 Amended Class Action Complaint and Motion to Strike Class Action Allegations (“Motion to Dismiss”)
3 in the above-entitled matter;

4 WHEREAS, the hearing for Yelp’s Motion to Dismiss is currently set for September 9, 2011,
5 with the deadlines for the opposition and reply briefs scheduled for August 19, 2011 and August 26,
6 2011, respectively;

7 WHEREAS, due to a travel conflict, Plaintiffs’ counsel is unavailable to attend the hearing on
8 the noticed hearing date;

9 WHEREAS, the parties have met and conferred and agree that October 14, 2011 is the first
10 mutually acceptable hearing date available on the Court’s calendar;

11 THEREFORE, it is hereby stipulated and agreed to by and between the parties, through their
12 counsel of record, that the deadline for Plaintiffs to file an opposition brief to Yelp’s Motion to
13 Dismiss shall be September 2, 2011 and the deadline for Yelp to file a reply brief shall be September
14 30, 2011. Yelp’s Motion to Dismiss shall be heard on October 14, 2011 or as soon thereafter as is
15 convenient with the Court’s calendar
16

17 DATED: August 10, 2011

GIBSON, DUNN & CRUTCHER LLP

18 By: _____
 /s/ Susannah S. Wright
 Susannah S. Wright

19 Attorneys for Defendant Yelp! Inc.
20

21 DATED: August 10, 2011

ONGARO BURTT & LOUDERBACK LLP

22 By: _____
 /s/ Amelia D. Winchester
 Amelia D. Winchester

23 Attorneys for Plaintiffs Boris Y. Levitt *et al.*
24

25 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**
26

27 Dated:

28 _____
 The Honorable Edward M. Chen
 United States District Judge

1 **ATTESTATION PURSUANT TO GENERAL ORDER 45**

2 I, Susannah S. Wright, attest that concurrence in the filing of this Stipulation and [Proposed]
3 Order has been obtained from each of the other signatories.

4
5 DATED: August 10, 2011

GIBSON, DUNN & CRUTCHER LLP

6 By: /s/ Susannah S. Wright
7 Susannah S. Wright

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