

E-Filed 8/31/11

1 James Donato (SBN 146140)
 Patrick D. Robbins (SBN 152288)
 2 Mikael A. Abye (SBN 233458)
 SHEARMAN & STERLING LLP
 3 Four Embarcadero Center, Suite 3800
 San Francisco, CA 94111-5994
 4 Telephone: (415) 616-1100
 Facsimile: (415) 616-1199
 5 Email: jdonato@shearman.com
 probbins@shearman.com
 6 maybe@shearman.com

7 Attorneys for Defendants UAL Corporation,
 United Air Lines, Inc., and Continental
 8 Airlines, Inc.

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

13 Michael Malaney, et al.,

14 Plaintiffs,

15 vs.

16 UAL CORPORATION, UNITED AIR LINES,
 17 INC., and CONTINENTAL AIRLINES, INC.,

18 Defendants.

CASE NO. 3:10-CV-02858-RS

**STIPULATION AND [~~PROPOSED~~] ORDER
 RE HEARING DATE AND BRIEFING
 SCHEDULE FOR PLAINTIFFS' MOTION
 FOR LEAVE TO FILE AMENDED
 COMPLAINT**

Current Date: September 29, 2011
 Proposed Date: October 27, 2011
 Time: 1:30 p.m.
 Courtroom: 3
 Judge: Hon. Richard Seeborg

21 On August 22, 2011, Plaintiffs filed a Notice of Motion and Motion for Leave to File
 22 Amended Complaint to Add Damages Claim ("Motion for Leave to Amend") to be heard on
 23 September 29, 2011 at 1:30 pm, or as soon thereafter as the matter may be heard by this Court.
 24 Due to scheduling issues, Defendants' counsel requested that Plaintiffs agree to extend
 25 Defendants' time to respond by two weeks. Counsel for Plaintiffs has agreed to this extension.

26 The parties now stipulate, subject to the Court's approval, as follows:

27 1. Defendants shall file their opposition to Plaintiffs' Motion for Leave to Amend on
 28 or before September 20, 2011;

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

2. Plaintiffs shall file their reply brief on or before October 4, 2011; and

3. The hearing on Plaintiffs' Motion for Leave to Amend shall be held on October 27, 2011 at 1:30 pm, or as soon thereafter as the matter may be heard by this Court.

Dated: August 29, 2011

SHEARMAN & STERLING LLP

By: /s/ James Donato
James Donato

James Donato (SBN 146140)
Patrick D. Robbins (SBN 152288)
Mikael A. Abye (SBN 233458)
SHEARMAN & STERLING LLP
Four Embarcadero Center, Suite 3800
San Francisco, CA 94111-5994
Telephone: (415) 616-1100
Email: jdonato@shearman.com
probbins@shearman.com
mabye@shearman.com

Paul L. Yde (D.C. SBN 449751)
FRESHFIELDS BRUCKHAUS
DERINGER US LLP
701 Pennsylvania Ave., NW. Suite 600
Washington, DC 20004
Telephone: (202) 777-4500
Facsimile: (202) 777-4555
Email: paul.yde@freshfields.com

Admitted *Pro Hac Vice*
Stuart W. Gold (NY SBN 1639434)
CRAVATH, SWAINE & MOORE LLP
Worldwide Plaza
825 Eighth Avenue
New York, NY 10019
Telephone: (212) 474-1000
Facsimile: (212) 474-3700
Email: sgold@cravath.com

Admitted *Pro Hac Vice*

Attorneys for Defendants

1 Dated: August 29, 2011

ALIOTO LAW FIRM

2
3 By: /s/ Joseph M. Alioto
Joseph M. Alioto

4 Joseph M. Alioto (SBN 42680)
5 Theresa D. Moore (SBN 99978)
6 Angelina Alioto-Grace (SBN 206899)
7 Thomas P. Pier (SBN 235740)
8 Jamie L. Miller (SBN 271452)
9 ALIOTO LAW FIRM
10 225 Bush Street, 16th Floor
11 San Francisco, CA 94104
12 Telephone: (415) 434-8900
13 Facsimile: (415) 434-9200
14 Email: jmalimoto@alitolaw.com
15 jmiller@alitolaw.com

16 Jack W. Lee (SBN 71626)
17 Derek G. Howard (SBN 118082)
18 Sean Tamura-Sato (SBN 254092)
19 MINAMI TAMAKI LLP
20 360 Post Street, 8th Floor
21 San Francisco, CA 94108-4903
22 Telephone: (415) 788-9000
23 Facsimile: (415) 398-3887
24 Email: dhoward@minamitamaki.com

25 Daniel R. Shulman (MN SBN 100651)
26 Julie Lynn Boehmke (MN SBN 317330)
27 Jeremy L. Johnson (MN SBN 328558)
28 GRAY, PLANT, MOOTY, MOOTY
& BENNETT
500 IDS Center, 80 South 8th St.
Minneapolis, MN 55402
Telephone: (612) 632-3000
Facsimile: (612) 632-4444
Email: daniel.shulman@gpmlaw.com

Admitted *Pro Hac Vice*

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


Gil D. Messina (NJ SBN GM5079)
MESSINA LAW FIRM PC
961 Holmdel Road
Holmdel, NJ 07733-2103
Telephone: (732) 332-9300
Facsimile: (732) 332-9301
Email: gmessina@messinlawfirm.com

Admitted Pro Hac Vice

Attorneys for Plaintiffs

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 8/31, 2011



Richard Seeborg
United States District Judge

* ATTESTATION: Pursuant to General Order 45, Section X.B, I hereby attest that counsel for the Defendants have obtained written concurrence from Mr. Alioto with regard to the filing of this document.

Dated: August 29, 2011

By: /s/ James Donato
James Donato