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 Counsel for Defendants  
 6 AXA Rosenberg Group LLC, AXA Rosenberg  
 Investment Management LLC, and Barr  
 7 Rosenberg Research Center LLC

8 [Additional Counsel Appear on Signature Page]

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**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND DIVISION**

THE GOVERNMENT OF GUAM  
 RETIREMENT FUND; THE SACRAMENTO  
 COUNTY EMPLOYEES' RETIREMENT  
 SYSTEM; THE BOARD OF TRUSTEES OF  
 THE NATIONAL ELEVATOR INDUSTRY  
 HEALTH BENEFIT FUND; and THE BOARD  
 OF TRUSTEES OF THE PIPEFITTERS  
 LOCAL 636 DEFINED BENEFIT PENSION  
 FUND, both individually and on behalf of all  
 others similarly situated,

Plaintiff,

v.

AXA ROSENBERG GROUP LLC, AXA  
 ROSENBERG INVESTMENT  
 MANAGEMENT LLC, BARR ROSENBERG  
 RESEARCH CENTER LLC, and BARR  
 ROSENBERG,

Defendants.

Lead Case No. CV 11-00536 JSW  
 Case No. CV 11-0897

**JOINT STIPULATION AND  
~~PROPOSED~~ ORDER NO. 4**

Courtroom: 11, 19<sup>th</sup> Floor  
 Judge: Jeffrey S. White

1           WHEREAS, on March 18, 2011, the Court entered an order (“Order No. 2”) that, among  
2 other things, ordered Plaintiffs to file a Consolidated Complaint by April 15, 2011 and ordered  
3 Defendants to answer, move, or otherwise respond to the Consolidated Complaint by May 30,  
4 2011, which is a federal holiday;

5           WHEREAS, on April 15, 2011, Plaintiffs filed the Consolidated Complaint  
6 (“Complaint”) against Defendants;

7           WHEREAS, the Complaint involves two proposed classes of plaintiffs, an Investor Class  
8 and an ERISA Class, and alleges eight causes of action against Defendants, namely: breach of  
9 fiduciary duty on behalf of the Investor Class (Count I), aiding and abetting breach of fiduciary  
10 duty on behalf of the Investor Class (Count II), negligence/gross negligence on behalf of the  
11 Investor Class (Count III), an accounting for the Investor Class (Count IV), breach of the duty of  
12 prudence on behalf of the ERISA Class (Count V), breach of the duty of loyalty on behalf of the  
13 ERISA Class (Count VI), co-fiduciary liability on behalf of the ERISA class (Count VII), and  
14 prohibited transactions on behalf of the ERISA class (Count VIII);

15           WHEREAS, Defendants AXA Rosenberg Group LLC, AXA Rosenberg Investment  
16 Management LLC, and Barr Rosenberg Research Center LLC together intend to file a motion to  
17 dismiss the Complaint and Defendant Barr Rosenberg intends to file a separate motion to dismiss  
18 the Complaint;

19           WHEREAS, pursuant to the Court’s Civil Standing Order, all briefs in support of, in  
20 opposition to, or in reply to any motion (with certain exceptions not relevant here), may not  
21 exceed fifteen pages in length;

22           WHEREAS, given the legal issues raised by the Complaint, as well as the need to brief  
23 arguments unique to particular Defendants, Defendants believe they collectively will need more  
24 than fifteen pages for each of their two respective briefs in support of their motions to dismiss;

25           WHEREAS, to respond to the anticipated arguments in the motions to dismiss, Plaintiffs  
26 will likely need more than fifteen pages for their briefs in opposition to Defendants’ respective  
27 motions to dismiss.

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1                    THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and among  
2 the Parties hereto, with the Court's permission, that:

3            1.        The aggregate page limit for Defendants' motions to dismiss and  
4 supporting briefs shall be extended to forty (40) pages, and no individual brief on  
5 behalf of any defendant or group of defendants shall exceed twenty-five (25)  
6 pages.

7            2.        The aggregate page limit for Plaintiffs' opposition to Defendants'  
8 respective motions to dismiss and supporting briefs shall also be extended to forty  
9 (40) pages, and, if Plaintiffs do not file a consolidated opposition, no individual  
10 brief in response to a specific motion to dismiss shall exceed 25 pages.

11           3.        The aggregate page limit for Defendants' respective reply briefs shall be  
12 extended to twenty-five (25) pages, and no individual brief on behalf of any  
13 defendant or group of defendants shall exceed fifteen (15) pages.

14           4.        Defendants' motions to dismiss shall be filed no later than May 31, 2011.

15           5.        Plaintiffs' opposition to Defendants' motions to dismiss shall be filed no  
16 later than July 15, 2011.

17           6.        Defendants' reply briefs shall be filed no later than August 12, 2011.

18           7.        The parties agree to notice the hearing for the motion for September 16,  
19 2011.

20 Dated: May 26, 2011

Respectfully submitted,

MAYER BROWN LLP

\_\_\_\_\_  
/s/ Lee H. Rubin

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*Investment Management LLC, and Barr*

*Rosenberg Research Center LLC*

1 Dated: May 26, 2011

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9 Dated: May 26, 2011

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15 Dated: May 26, 2011

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*Counsel for Defendant Barr Rosenberg*

21  
22 [PROPOSED ORDER]

23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

24  
25 DATED: May 27, 2011

  
\_\_\_\_\_  
26 HONORABLE JEFFREY S. WHITE  
27 UNITED STATES DISTRICT JUDGE  
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