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9 [ADDITIONAL COUNSEL ON SIGNATURE PAGE]

10 Attorneys for Plaintiffs and the Putative Class

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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

15 ROB ZOMBIE, a/k/a Robert Wolfgang Zombie,)
 f/k/a Robert Cummings; WHITE ZOMBIE, a)
 16 general partnership; WHITESNAKE, a doing)
 business designation of David Coverdale, by and)
 17 for WHITESNAKE PRODUCTIONS)
 (OVERSEAS) LIMITED; and DAVE MASON,)
 18 individually and on behalf of all others similarly)
 situated,)
 19)
 Plaintiffs,)
 20)
 vs.)
 21)
 UMG RECORDINGS, INC., a Delaware)
 22 corporation,)
 23)
 Defendant.)
 24)

Case No. CV11-02431 SI

**STIPULATION TO CONSOLIDATE
 CASE WITH CASE NO. CV11-01613 SI**

1 This stipulation is based on the following facts:

2 1. On June 1, 2011, this Court entered an order granting plaintiffs' administrative
3 motion to relate this case with lead case *James v. UMG Recordings, Inc.*, Case No. CV11-01613 SI
4 (the "*James*" action) (Doc. No. 19).

5 2. Plaintiffs have requested that defendant agree to consolidate the *James* action with
6 this action. Defendant is agreeable to such consolidation solely for administrative convenience and
7 for no other reason, and on that basis is willing to stipulation to consolidation, on the terms set out
8 herein.

9 3. The parties hereby agree and stipulate that this action may be consolidated for all
10 purposes with the *James* action pursuant to Fed. R. Civ. P. 42(a)(2).

11 4. The parties agree and stipulate as a material condition of this stipulation that
12 consolidation of these two actions shall not be used or considered in any manner, directly or
13 indirectly, for any purpose unrelated to consolidation, including but not limited to in connection with
14 any motion concerning class certification. The parties further agree that this stipulation is without
15 prejudice to Defendant's right to move to sever the actions at such time as Defendant deems such a
16 motion advisable, and plaintiffs reserve the right to oppose that motion.

17 IT IS SO STIPULATED.

18 DATED: December 13, 2011

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DATED: December 13, 2011

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Attorneys for Defendant

* * *

[PROPOSED] ORDER

Pursuant to stipulation, IT IS SO ORDERED.



DATED: 12/16/11

THE HONORABLE SUSAN ILLSTON
UNITED STATES DISTRICT JUDGE