

1 KENNETH G. HAUSMAN (57252)
 Kenneth.Hausman@aporter.com
 2 DEBORAH S. SCHLOSBERG (254621)
 Deborah.Schlosberg@aporter.com
 3 ARNOLD & PORTER LLP
 Three Embarcadero Center, 7th Floor
 4 San Francisco, CA 94111-4024
 Telephone: 415.471.3100
 5 Facsimile: 415.471.3400

6 Attorneys for Defendants
 THE CHARLES SCHWAB CORPORATION, SCHWAB
 7 HOLDINGS, INC. AND CHARLES SCHWAB & CO.,
 INC.

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

12 JOY YOSHIOKA, individually and on behalf
 of all others similarly situated,

13 Plaintiff,

14 vs.

15 THE CHARLES SCHWAB CORPORATION,
 16 SCHWAB HOLDINGS, INC. and CHARLES
 17 SCHWAB & CO., INC.,

18 Defendants.

Case No.: CV 11 1625 EMC

**STIPULATION AND [PROPOSED]
 ORDER RE BRIEFING SCHEDULE FOR
 DEFENDANTS' MOTION TO DISMISS**

1 WHEREAS, at the Status Conference held in this action on June 19, 2012, the Court lifted
2 the stay in the action only to allow Defendants The Charles Schwab Corporation, Schwab Holdings,
3 Inc., and Charles Schwab & Co., Inc. (“Defendants”) to file a motion to dismiss pursuant to the
4 Federal Rules of Civil Procedure, Rule 12(b) (“Motion”) with a hearing date set for Friday,
5 September 21, 2012 and a further case management conference set for the same date;

6 WHEREAS, Defendants and Plaintiff Joy Yoshioka (“the Parties”) have met and conferred
7 and reached an agreed-upon briefing schedule; and

8 WHEREAS, the agreed-upon briefing schedule does not alter the date of the hearing on the
9 Motion set by the Court or the time by which briefing on the Motion will be complete;

10 THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the Parties, through their
11 respective counsel, subject to approval of the Court, as follows:

12 1. Defendants shall file their Motion on or before August 3, 2012, and set it for hearing
13 on September 21, 2012;

14 2. Plaintiff Joy Yoshioka shall file any opposition to the Motion on or before August
15 24, 2012;

16 3. Defendants shall file a reply in support of the Motion on or before September 7,
17 2012; and

18 4. The undersigned Parties jointly and respectfully request that the Court enter this
19 Stipulation as an Order.

20 Dated: July 6, 2012

ARNOLD & PORTER LLP

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23 By: /s/ Kenneth G. Hausman
 KENNETH G. HAUSMAN
24 Attorneys for Defendants
 THE CHARLES SCHWAB CORPORATION,
25 SCHWAB HOLDINGS, INC. AND CHARLES
 SCHWAB & CO., INC.
26
27
28

1 Dated: July 6, 2012

Thomas K. Caldwell
tkcaldwell@mhclaw.com (*Pro Hac Vice*)
T. John Kirk
kirtjohn@mhclaw.com (*Pro Hac Vice*)
MADDOX HARGETT & CARUSO, P.C.
10100 Lantern Road, Suite 150
Fishers, Indiana 46037
Telephone: 317.598.2040
Facsimile: 317.539.2050

6 By: /s/T. John Kirk
 T. JOHN KIRK

7 Attorneys for Plaintiff
8 JOY YOSHIOKA

9 RYAN BAKHTIARI
rkb@aublaw.com
AIDIKOFF, UHL & BAKHTIARI
10 9454 Wilshire Boulevard, Suite 303
Beverly Hills, California 90212
11 Telephone: 310.274.0666
Facsimile: 310.859.0513

12 Barbara Quinn Smith (Ohio Bar 0055328)
bqsmith@mhclaw.com (*Pro Hac Vice*)
13 MADDOX HARGETT & CARUSO, P.C.
14 9853 Johnnycake Ridge Road, Suite 302
Mentor, Ohio 44060
15 Telephone: 440.354.4010
Facsimile: 440.848.8175

16 Tim Berry
17 tim@iraideas.com (*Pro Hac Vice*)
TIM BERRY P.C.
18 11812 E. Toledo
Gilbert, Arizona 85295
19 Telephone: 602.652.2875

20 ATTESTATION

21 Pursuant to General Order No. 45X(B), I hereby attest that concurrence in the filing of this
22 document has been obtained from T. John Kirk.

23 Dated: July 6, 2012.

24 By: /s/Kenneth G. Hausman
 KENNETH G. HAUSMAN

1 **ORDER**

2 Pursuant to the Stipulation between the Parties, and good cause appearing therefor, IT IS
3 HEREBY ORDERED, that

4 1. Defendants shall file their Motion on or before August 3, 2012, and set it for hearing
5 on September ~~21~~²⁸, 2012;

6 2. Plaintiff Joy Yoshioka shall file any opposition to the Motion on or before August
7 24, 2012;

8 3. Defendants shall file any reply in support of the Motion on or before September 7,
9 2012;

10 4. The hearing on the Motion remains set for September ~~21~~²⁸, 2012, at 1:30 p.m.
11 as the Court's schedule may allow. The Further CMC is reset for September 28, 2012 at 1:30 p.m.

12 Dated: July 9, 2012.

