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8 Attorneys for Defendants  
 JOHN G. STUMPF, HOWARD I. ATKINS, JOHN  
 9 D. BAKER II, JOHN S. CHEN, LLOYD H. DEAN,  
 SUSAN E. ENGEL, ENRIQUE HERNANDEZ, JR.,  
 10 DONALD M. JAMES, RICHARD D. McCORMICK,  
 MACKEY J. McDONALD, CYNTHIA H.  
 11 MILLIGAN, NICHOLAS G. MOORE, PHILIP J.  
 QUIGLEY, JUDITH M. RUNSTAD, STEPHEN W.  
 12 SANGER and SUSAN G. SWENSON

13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA  
 15 SAN FRANCISCO DIVISION

16 PIRELLI ARMSTRONG TIRE  
 CORPORATION RETIREE MEDICAL  
 17 BENEFITS TRUST, Derivatively on Behalf of  
 WELLS FARGO COMPANY,

18 Plaintiff,

19 v.

20 JOHN G. STUMPF, HOWARD I. ATKINS,  
 JOHN D. BAKER II, JOHN S. CHEN, LLOYD  
 21 H. DEAN, SUSAN E. ENGEL, ENRIQUE  
 HERNANDEZ, JR., DONALD M. JAMES,  
 22 RICHARD D. McCORMICK, MACKEY J.  
 McDONALD, CYNTHIA H. MILLIGAN,  
 23 NICHOLAS G. MOORE, PHILIP J. QUIGLEY,  
 JUDITH M. RUNSTAD, STEPHEN W.  
 24 SANGER and SUSAN G. SWENSON,

25 Defendants,

26 and

27 WELLS FARGO & COMPANY, a Delaware  
 corporation,

28 Nominal Defendant.

No. CV 11 2369 SI

Action Filed: May 13, 2011

STIPULATION AND ~~[PROPOSED]~~  
 ORDER CONTINUING HEARING  
 FOR INDIVIDUAL DEFENDANTS'  
 MOTION TO DISMISS AND CASE  
 MANAGEMENT CONFERENCE

1 Defendants John G. Stumpf, Howard I. Atkins, John D. Baker II, John S. Chen,  
2 Lloyd H. Dean, Susan E. Engel, Enrique Hernandez, Jr., Donald M. James, Richard D.  
3 McCormick, Mackey J. McDonald, Cynthia H. Milligan, Nicholas G. Moore, Philip J.  
4 Quigley, Judith M. Runstad, Stephen W. Sanger and Susan G. Swenson (collectively,  
5 "Individual Defendants"), and plaintiffs Pirelli Armstrong Tire Corporation Retiree Medical  
6 Benefits Trust and City of Westland Police and Fire Retirement System (collectively,  
7 "Plaintiffs") hereby stipulate to the following:

8 WHEREAS, on September 27, 2011, the parties submitted to the Court a stipulation  
9 and proposed order setting a briefing and hearing schedule for Individual Defendants'  
10 motion to dismiss and continuing the case management conference to the same time as the  
11 hearing;

12 WHEREAS, on September 28, 2011, the Court granted the stipulation and proposed  
13 order and scheduled the hearing on the motion to dismiss for 9:00 a.m. and the case  
14 management conference for 2:30 p.m. on December 9, 2011;

15 WHEREAS, counsel for the undersigned parties have other preexisting court hearings  
16 scheduled at or near the same time as the hearing scheduled for December 9, 2011 and have  
17 agreed to continue the date for the hearing and the case management conference;

18 NOW THEREFORE, the undersigned parties, by and through their counsel of record,  
19 stipulate as follows subject to the approval of the Court:

20 1. Individual Defendants' motion to dismiss currently scheduled for hearing on  
21 December 9, 2011, at 9:00 a.m. shall be continued to January 27, 2012, at 9:00 a.m. or at  
22 such other time as the Court shall order; and

23 2. The Case Management Conference currently scheduled for December 9, 2011, at  
24 2:30 p.m., shall be continued to January 27, 2011 at 2:30 p.m.

25 IT IS SO STIPULATED.  
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BARRETT JOHNSTON, LLC  
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Co-Lead Counsel for Plaintiffs

I, Sarah Good, am the ECF User whose ID and password are being used to file this Stipulation and [Proposed] Order Continuing Hearing For Individual Defendants' Motion to Dismiss and Continuing Case Management Conference. In compliance with General Order 45, X.B., I hereby attest that Shawn Williams has concurred in this filing.

*/s/ Sarah A. Good*  
\_\_\_\_\_  
SARAH A. GOOD

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 10/4/11

*Susan Illston*  
\_\_\_\_\_  
THE HONORABLE SUSAN ILLSTON  
UNITED STATES DISTRICT JUDGE