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Salzman v. Bartz et al

AND CONCERNING RELATED MATTERS THEREON

Case3:11-cv-03269-CRB Document44 Filed10/03/11 Page2 of 12

For good cause appearing, the Court HEREBY ORDERS:

1. The following shareholder actions are currently pending in this Court on behalf of Nominal Defendant Yahoo! Inc. ("Yahoo" or the "Company") are hereby related and consolidated for pre-trial proceedings (the "Consolidated Action"):

Abbreviated Case Name	Case Number	Date Filed
Salzman v. Bartz, et al.	3:11-CV-03269-CRB	July 1, 2011
Tawila v. Bartz et al.	3:11-CV-03301-CRB	July 6, 2011
Iron Workers Mid-South Pension Fund v. Bartz et al.	3:11-CV-03302-CRB	July 6, 2011

2. Every pleading filed in the Consolidated Action, or in any separate action included herein, shall bear the following caption:

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION

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IN RE YAHOO! INC. SHAREHOLDER

DERIVATIVE LITIGATION

(Consolidated with 3:11-CV-03301-CRB;

This Document Relates To:

ALL ACTIONS.

Judge: Hon. Charles R. Breyer

Courtroom: 6, 17th Floor
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3. When a pleading or other court paper filed in the Consolidated Action is intended to apply to all actions therein, the words "All Actions" shall appear immediately after the words "This Document Relates To:" in the caption set forth above. When a pleading or other court paper is intended to be applicable only to one, or some, but not all of such actions, the party filing the document shall indicate the action(s) to which the document is intended to be applicable by last name of the named plaintiff(s) and the docket number(s). The files of the

AND CONCERNING RELATED MATTERS THEREON

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Facsimile: (610) 225-2678 rw@weiserlawfirm.com bds@weiserlawfirm.com jjc@weiserlawfirm.com jmp@weiserlawfirm.com

- 5. Plaintiffs' Co-Lead Counsel shall have authority to speak for Plaintiffs in matters regarding pre-trial procedure, trial, and settlement negotiations and shall make all work assignments in such manner as to facilitate the orderly and efficient prosecution of the Consolidated Action and to avoid duplicative or unproductive effort.
- 6. Plaintiffs' Co-Lead Counsel shall be responsible for coordinating all activities and appearances on behalf of plaintiffs in the Consolidated Action. No motion, request for discovery, or other pre-trial or trial proceedings shall be initiated or filed by any plaintiff in the Consolidated Action except through Plaintiffs' Co-Lead Counsel.
- 7. Defendants' counsel may rely upon all agreements made with either of Plaintiffs' Co-Lead Counsel, or other duly authorized representative of Plaintiffs' Co-Lead Counsel, and such agreements shall be binding on all plaintiffs in the Consolidated Action, and on plaintiffs in all other actions that are pending in, transferred to, or removed to, this Court that are related to, and consolidated with, the Consolidated Action.
- 8. This Order shall apply to each case, arising out of the same or substantially the same transactions or events as these cases, which is subsequently filed in, removed to, or transferred to this Court.
- 9. When a case which properly belongs as part of the *In re YAHOO! Inc.* Shareholder Derivative Litigation, Master Docket No. 3:11-CV-03269-CRB, is hereafter filed in, transferred to, or removed to, this Court, this Court requests the assistance of Co-Lead Counsel in filing a Notice of Pendency of Other Action or Proceeding (L.R. 3-13) (the "Notice") to call in to the attention of the clerk of the Court the filing, transfer or removal of any case which might

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properly be consolidated as part of the *In re YAHOO! Inc. Shareholder Derivative Litigation*, Master Docket No. 3:11-CV-03269-CRB, and Co-Lead Counsel are to assist in assuring that plaintiffs and their counsel in subsequent actions (the "Later Filed Plaintiff(s)") receive notice of this Order. Within the time period set forth in L.R. 3-13(c) and (d) following service of this Order and the Notice upon the Later Filed Plaintiff(s), this Court shall, if it determines appropriate to do so, enter an order consolidating the action by the Later Filed Plaintiff(s) with the Consolidated Action.

10. The October 14, 2011 hearing on the competing lead plaintiff/lead counsel and consolidation motions (including the September 30, 2011 date to submit reply briefs) is vacated.

IT IS SO ORDERED.

DATED: October 6, 2011

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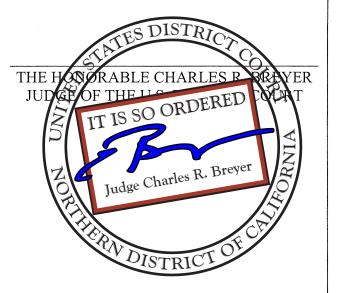
Respectfully submitted,

ROBBINS UMEDA LLP SHANE P. SANDERS (237146)

s/Shane P. Sanders
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-4.

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20	-5- [PROPOSED] ORDER CONSOLIDATING THE RELATED ACTIONS, APPOINTING CO-LEAD COUNSEL,
	AND CONCERNING RELATED MATTERS THEREON

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CERTIFICATE OF SERVICE

I hereby certify that on October 3, 2011, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List. I also certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the CM/ECF participants indicated on the attached Manual Notice List that are noted by a single asterisk (*).

YAHOO Service List

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Defendant Jack Ma 24/F, Jubilee Center 18 Fenwick Street Wanchai, Hong Kong, China

In Pro Per

I certify under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on October 3, 2011.

s/ SHANE P. SANDERS SHANE P. SANDERS

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