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8 *Attorney for Plaintiff,*  
 9 *Joseph Fabozzi*

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

13 JOSEPH FABOZZI, on behalf of himself and  
 14 those similarly situated,

15 Plaintiff,

16 vs.

17 STUBHUB, INC. and THE PHILLIES, L.P.,

18 Defendants.

Case No. 11-cv-4385 (EMC)

**STIPULATED REQUEST TO  
 EXTEND PLAINTIFF'S TIME TO  
 RESPOND TO DEFENDANTS'  
 MOTION TO DISMISS AND FOR  
 DEFENDANTS TO FILE REPLY**

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 STIP TO EXTEND TIME FOR PLAINTIFF TO RESPOND TO  
 DEFENDANTS' MOTION TO DISMISS AND FOR  
 DEFENDANTS TO FILE REPLY

Case No.: 11-cv-4385 (EMC)

1 Pursuant to this stipulation, the Plaintiff hereby requests that the Court extend the  
2 deadline for the Plaintiff to file his Opposition to the Defendants' Motion to Dismiss to December  
3 9, 2011 with the Defendants' reply due on or before January 9, 2012. The Defendants stipulate to  
4 this request.

5 1. WHEREAS on September 1, 2011, Plaintiff filed an Amended Class  
6 Action Complaint.

7 2. WHEREAS on October 28, 2011, the Defendants filed a Motion to  
8 Dismiss the Plaintiff's Amended Class Action Complaint.

9 3. WHEREAS the parties agreed that the Plaintiff would file his Opposition  
10 to the Plaintiff's Motion to Dismiss on December 2, 2011 and the Defendants would file a reply  
11 to any opposition to their motion on December 16, 2011.

12 4. Plaintiff requests that the deadline for him to file his Opposition to the  
13 Plaintiff's Motion be extended until December 9, 2011. The Defendants stipulate to this request.

14 5. The Defendants request that the deadline for them to file a reply to any  
15 opposition to their motion to dismiss be rescheduled to January 9, 2012. Plaintiff stipulates to  
16 this request.

17 Counsel for Plaintiff attests under penalties of perjury that counsel for the  
18 Defendants concur in the filing of this stipulated request.

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DATED: December 2, 2011

JOSEPH FABOZZI

STUBHUB, INC. AND THE PHILLIES, L.P.

By: /s/Randall S. Newman  
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and The Phillies, L.P.*

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~~[PROPOSED]~~ ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Dated: December 5, 2011

Hon. Edward M. Chen  
United States District Judge  
Northern District of California

