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10 Attorneys for Defendant  
 THE BANK OF NEW YORK MELLON  
 11 CORPORATION

12  
 13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA  
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16 *In re* BANK OF NEW YORK MELLON  
 CORPORATION FALSE CLAIMS ACT  
 17 FOREIGN EXCHANGE LITIGATION, *Ex rel.*  
 18 FX ANALYTICS,

19 Plaintiff,

v.

20 THE BANK OF NEW YORK MELLON  
 CORPORATION, and DOES 1 through 100,  
 21 inclusive,

22 Defendants.  
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No. 3:11-cv-05683-JCS

STIPULATION EXTENDING TIME TO  
 RESPOND TO SECOND AMENDED  
 COMPLAINT

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1 Pursuant to Civil Local Rule 6-1(a), the undersigned parties hereby stipulate and  
2 agree to extend the time within which Defendant may plead, move or otherwise respond to the  
3 Second Amended Complaint as follows:

4 1. On or before December 27, 2011, the Plaintiff/Relator and the Intervenors  
5 (collectively, "Plaintiffs") may: (1) move to remand this action to state court in whole or in part,  
6 (2) file a further amended complaint(s), or (3) take none of these actions.

7 2. If Plaintiffs neither move to remand nor file a further amended complaint,  
8 Defendant shall have until January 23, 2012 to plead, move or otherwise respond to the Second  
9 Amended Complaint currently on file in this action.

10 3. If Plaintiffs move to remand, Defendant shall have until January 23, 2012  
11 to oppose such motion.

12 4. If a motion to remand is made and denied, Plaintiffs may amend the  
13 present complaint within 15 days of the Court's ruling denying the motion to remand. If no  
14 Plaintiff elects to amend, Defendant shall plead, move, or otherwise respond to the Second  
15 Amended Complaint currently on file within 45 days of the Court's ruling denying the motion to  
16 remand.

17 5. If any Plaintiff files an amended complaint rather than seeking remand,  
18 Defendant shall have 30 days from the filing and service of such amended complaint in which to  
19 plead, move or otherwise respond to it. The briefing schedule on any such motion shall be in  
20 accordance with the Local Civil Rules for the Northern District of California.

21  
22 Dated: December 13, 2011

BINGHAM McCUTCHEN LLP

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24 By: /s/ David M. Balabanian  
25 David M. Balabanian (SBN 37368)  
26 Attorneys for Defendant The Bank of  
27 New York Mellon Corporation  
28

1 Dated: December 13, 2011

LIEFF, CABRASER, HEIMANN & BERNSTEIN, LLP

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By: /s/ Lexi Hazam  
Lexi Hazam (SBN 224457)  
Attorneys for Plaintiff/Relator FX Analytics

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5 Dated: December 13, 2011

COTCHETT, PITRE & McCARTHY, LLP

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By: /s/ Steven N. Williams  
Steven N. Williams (SBN 175849)  
Attorneys for Intervenors Los Angeles County  
Employees Retirement Agency, San Diego  
County Employee Retirement Association, Los  
Angeles Department of Water and Power  
Retirement Plan, and Stanislaus County  
Employees Retirement Agency

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13 Dated: Dec. 14, 2011



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