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13 *Attorneys for Plaintiff Andrew Steinfeld and the*  
 14 *Proposed Class*

15 UNITED STATES DISTRICT COURT  
 16 NORTHERN DISTRICT OF CALIFORNIA

18 ANDREW STEINFELD on behalf of  
 19 himself and all others similarly situated,

20 Plaintiff,

21 v.

22 DISCOVER FINANCIAL SERVICES,  
 DFS SERVICES, LLC, and DISCOVER  
 23 BANK,

24 Defendants.

Case No. 3:12-cv-01118-JSW

**STIPULATION AND [PROPOSED]  
 ORDER REGARDING CASE SCHEDULE**

Judge: Hon. Jeffrey S. White

25  
 26 Plaintiff Andrew Steinfeld and Defendants Discover Financial Services, DFS Financial  
 27 Services, LLC, and Discover Bank (collectively, "Defendants"), through their undersigned  
 28 counsel, hereby stipulate as follows:

1 WHEREAS, Plaintiff Steinfeld filed his Class Action Complaint for Damages and  
2 Injunctive Relief Pursuant to 47 U.S.C.. § 227 *et seq.* (Telephone Consumer Protection Act) on  
3 March 6, 2012;

4 WHEREAS, pursuant to Stipulation and Order so that the parties could attend mediation  
5 before the Honorable Carl West (Ret.) of JAMS, the Court set August 16, 2012, as the last day for  
6 Defendants to file and serve an answer or a motion under Rule 12 of the Federal Rules of Civil  
7 Procedure (Dkt. No. 19);

8 WHEREAS, the Court set an Initial Case Management Conference for September 21,  
9 2012, at 1:30 p.m. (Dkt. No. 19);

10 WHEREAS, the parties had constructive sessions on May 31, 2012, and July 10, 2012,  
11 and follow-up teleconferences with Judge West on July 24, 2012, and August 6, 2012, but were  
12 not able to finally resolve the matter;

13 WHEREAS, the parties have scheduled a mediation with Judge West for September 27,  
14 2012 to continue discussions; and

15 WHEREAS, the parties seek to postpone the hearing date so that they may devote the  
16 limited time between now and the September 27 mediation to matters that will advance the  
17 parties' ability to engage in meaningful settlement negotiations.

18 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, between Plaintiff  
19 Steinfeld, by his undersigned counsel, and Defendants, by their undersigned counsel, that the last  
20 day for Defendants to file and serve an answer or a motion under Rule 12 of the Federal Rules of  
21 Civil Procedure shall be extended by eight weeks until October 11, 2012. The Initial Case  
22 Management Conference shall be postponed until November 16, 2012, at 1:30 p.m.

23 IT IS SO STIPULATED.  
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1 Dated: August 9, 2012

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1 Dated: August 9, 2012

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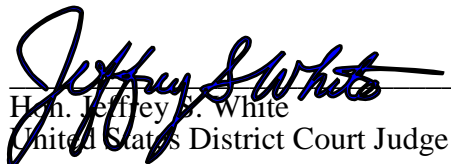
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**[PROPOSED] ORDER**

**FOR GOOD CAUSE APPEARING AND PURSUANT TO THE STIPULATION, IT  
IS SO ORDERED.**

Dated: August 21, 2012

  
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Hon. Jeffrey S. White  
United States District Court Judge