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7 [Additional counsel listed on signature page]

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

10 SCOTT BRUCE, Individually and on Behalf of  
 All Others Similarly Situated,

11 Plaintiff,

12 v.

13 SUNTECH POWER HOLDINGS CO., LTD.,  
 14 ZHENGRONG SHI, DAVID KING, and AMY  
 YI ZHANG,

15 Defendants.  
 16

Case No. 3:12-cv-4061-RS

**STIPULATION AND ~~PROPOSED~~  
 ORDER EXTENDING DEFENDANT  
 SUNTECH POWER HOLDINGS CO.,  
 LTD.'S TIME TO RESPOND TO LEAD  
 PLAINTIFFS' MOTION FOR  
 ALTERNATIVE SERVICE**

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STIP. & ~~PROPOSED~~ ORDER EXTENDING  
 DEF.'S TIME TO RESPOND TO MOT. FOR ALT. SERVICE

Case No. 3:12-cv-4061-RS

1 Pursuant to Civil Local Rule 7-12, Lead Plaintiffs James Bachesta, Thanh Le, and  
2 Chen Weifeng (collectively, the "Lead Plaintiffs") and defendant Suntech Power Holdings Co.,  
3 Ltd. ("Suntech," together with Plaintiffs, the "Parties"), by and through their counsel, hereby agree  
4 and stipulate that good cause exists to request an order from the Court extending Suntech's time to  
5 respond to Lead Plaintiffs' Motion to Authorize Alternative Service of Two Individual Defendants  
6 Pursuant to Federal Rule of Civil Procedure 4(f)(3) (the "Service Motion") currently set for  
7 hearing on April 25, 2013 and adjust accordingly the deadline for Lead Plaintiffs' reply, if any.

8 WHEREAS on December 17, 2012, the Court entered an Order setting the time for  
9 Suntech to answer, move or otherwise respond to the Consolidated Amended Complaint on or  
10 before April 8, 2013;

11 WHEREAS on March 15, 2013, Lead Plaintiffs filed the Service Motion;

12 WHEREAS Suntech is currently scheduled to respond to the Service Motion on or  
13 before March 29, 2013; and

14 WHEREAS Suntech through its counsel sought the agreement of Lead Plaintiffs to  
15 the aforementioned extension of time for Suntech to respond to the Service Motion and Lead  
16 Plaintiffs through their counsel have agreed upon the dates for Suntech to respond to the Service  
17 Motion and Lead Plaintiffs to reply in further support thereof provided that the modification of the  
18 briefing schedule does not cause a change in the currently scheduled hearing date of April 25,  
19 2013;

20 Accordingly, IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:

21 1. Suntech shall file a response to Lead Plaintiffs' Service Motion on or before  
22 April 12, 2013.

23 2. Lead Plaintiffs shall file any reply in support of their Service Motion on or  
24 before April 19, 2013.

25 3. A hearing on the Service Motion shall be heard on April 25, 2013, in  
26 accordance with the Clerk's Notice Resetting Time on the Motion Hearing.

27 4. By this stipulation, Lead Plaintiffs do not waive any arguments in response  
28 to Suntech's forthcoming response to Lead Plaintiffs' Service Motion, including arguments

1 regarding whether Suntech has standing to oppose Lead Plaintiffs' Service Motion.

2 WHEREFORE, the Parties respectfully request that this Court issue an order  
3 granting the Parties' request to set the time for Suntech to respond to Lead Plaintiffs' Service  
4 Motion and Lead Plaintiffs' reply in further support thereof as set forth in the following  
5 [Proposed] Order.

6  
7 **IT IS SO STIPULATED THROUGH COUNSEL OF RECORD.**  
8

9 DATED: March 26, 2013

SHEARMAN & STERLING LLP

10  
11 By: /s/ Jerome S. Fortinsky

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27 *Counsel for Defendant Suntech Power  
28 Holdings Co., Ltd.*

23 DATED: March 26, 2013

COHEN MILSTEIN SELLERS & TOLL  
PLLC

25 By: /s/ Daniel S. Sommers

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*Liaison Counsel for Lead Plaintiffs James  
Bachesta, Thanh Le and Chen Weifeng*

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

DATED: 3/26/13



Hon. Richard Seeborg  
United States District Judge