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Attorneys for Defendant GOGO INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JAMES STEWART, JOEL MILNE, AND
JOSEPH STRAZZULLO, On Behalf of
Themselves and All Others Similarly Situated,

Plaintiff,

v.

GOGO Inc.,

Defendant.

Case No.: 3:12-cv-5164-EMC

**STIPULATION AND ~~PROPOSED~~
ORDER TO FILE AMENDED ANSWER
TO SECOND AMENDED COMPLAINT
AND WITHDRAW MOTION TO
STRIKE**

Courtroom: 5
Judge: Hon. Edward M. Chen
Hearing Date: March 28, 2013
Time: 1:30 pm

WHEREAS, on February 28, 2014 Defendant Gogo, Inc. (“Gogo”) filed its Answer to the Second Amended Complaint [Dkt. No. 85] (the “Answer”);

WHEREAS, on March 28, 2014 Plaintiffs filed a Motion to Strike Defendant’s Affirmative Defenses [Dkt. No. 88] (the “Motion”);

WHEREAS Plaintiffs and Gogo (collectively “the Parties”) have met and conferred concerning the Plaintiffs’ Motion and Gogo’s Answer;

IT IS HEREBY STIPULATED AND AGREED among the Parties that:

1. Plaintiffs withdraw their Motion without prejudice; and
2. Gogo will amend its Answer with respect to its affirmative defenses on or before May 9, 2014.

Dated: April 11, 2014

SHEARMAN & STERLING LLP

By: /s/ Mikael A. Abye
Mikael A. Abye

Attorneys for Defendant GOGO INC.

Dated: April 11, 2014

THE KATRIEL LAW FIRM

THE MEHDI FIRM

KRAUSE KALFAYAN BENINK &
SLAVENS LLP

By: /s/ Roy A. Katriel
Roy A. Katriel

Attorneys for Plaintiff

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: 4/14 2014



ATTESTATION

I, Mikael A. Abye, am the ECF User whose ID and password are being used to file this STIPULATION AND [PROPOSED] ORDER TO FILE AMENDED ANSWER TO SECOND AMENDED COMPLAINT AND WITHDRAW MOTION TO STRIKE. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Roy A. Katriel has concurred in this filing.

Dated: April 11, 2014

/s/ Mikael A. Abye
Mikael A. Abye