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8	UNITED STATES DISTRICT COURT	
9	NORTHERN DISTRICT OF CALIFORNIA	
10	SAN FRANCISCO DIVISION	
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12	MARC OPPERMAN, et al.,	Case No. 13-cv-00453-JST
13	Plaintiffs,	STIPULATION AND [PROPOSED] ORDER REGARDING CASE
14	V.	SCHEDULING
15	PATH, INC., et al.,	THIS DOCUMENT RELATES TO CASES:
16	Defendants.	<i>Opperman v. Path, Inc.</i> , No. 13-cv-00453-JST <i>Hernandez v. Path, Inc.</i> , No. 12-cv-1515-JST
17		Pirozzi v. Apple, Inc., No. 12-cv-1529-JST Espitita v. Hipter, Inc., No. 4:13-cv-432-JST
18		(collectively, the "Related Actions")
19		
20		ate to the following partial stay in this case, and
21	respectfully request that the Court issue the re	
22		ering Defendant Apple Inc.'s Petition for Permission
23		iled on July 29, 2016. The issues in that petition
24	may have a material impact on the outcome of	of the pending Plaintiffs' Motion for Class
25	Certification re Foursquare, Instagram, Kik, Twitter and Yelp Apps, filed on August 23, 2016.	
26	See Docket 799. In the interest of judicial ec	onomy, the parties have agreed to postpone the
27	opposition briefing with respect to Plaintiffs'	Motions for Class Certification.
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	STIPULATION AND	P [PROPOSED] ORDER REGARDING CASE SCHEDULING Case No. 13-cv-00453-JST 132610231.1

1	Path and Plaintiffs are presently engaged in bilateral settlement discussions and intend to	
2	continue those discussions. The undersigned parties have also agreed to engage in a joint	
3	mediation in an attempt to settle this matter, in which Path will participate if bilateral settlement	
4	discussions have not succeeded. To allow the parties to focus on the success of settlement	
5	discussions, the undersigned parties have agreed that all current deadlines in this action, with the	
6	exception of the dates related to the briefing and argument of the pending Twitter and Apple	
7	summary judgment motions should be vacated, and all fact discovery stayed.	
8	In place of those deadlines, the Parties propose a joint case management statement be filed	
9	within 14 days of the Ninth Circuit's response to Apple's Petition proposing a revised schedule	
10	that allows sufficient time for the parties to complete their mediation and settlement discussions.	
11	The parties further propose that in no event shall the defendants have less than 30 days from the	
12	revised scheduling order to oppose Plaintiffs' Motions for Class Certification and in no event	
13	shall the parties have less than three months from the revised scheduling order to complete fact	
14	discovery.	
15		
16	Respectfully submitted,	
17	DATED: September 9, 2016 By: /s/ James G. Snell	
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	STIPULATION AND [PROPOSED] ORDER REGARDING CASE SCHEDULING Case No. 13-cv-00453-JST	
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	STIPULATION	AND [PROPOSED] ORDER REGARDING CASE SCHEDULING Case No. 13-cv-00453-JST 132610231.1

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	STIPULAT	ON AND [PROPOSED] ORDER REGARDING CASE SCHEDULING Case No. 13-cv-00453-JST 132610231.1

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	STIPULATION A	AND [PROPOSED] ORDER REGARDING CASE SCHEDULING Case No. 13-cv-00453-JST 132610231.1

1	[PROPOSED] ORDER
2	The Stipulation between Plaintiffs and Defendants is GRANTED as follows:
3	The current scheduling order is vacated, other than the filing and hearing dates for Apple
4	and Twitter's pending summary judgment motions.
5	The parties will submit a case management statement including a proposed schedule
6	within 14 days of the Ninth Circuit's response to Apple's Petition that complies with the parties'
7	stipulation set forth above.
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9	PURSUANT TO STIPULATION, IT IS SO ORDERED.
10	DATED: September 12_, 2016
11	DATED, 2010
12	By:
13	United States District Judge
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-	STIPULATION AND [PROPOSED] ORDER REGARDING CASE SCHEDULING Case No. 13-cv-00453-JST 132610231.1