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15 ***Plaintiffs' Interim Co-Lead Counsel***

16 [Additional Counsel listed on signature page]

17
 18 **IN THE UNITED STATES DISTRICT COURT**
 19 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

20 **IN RE:**)
 21)
 22 **MYFORD TOUCH CONSUMER**) **CIVIL ACTION NO.: 13-cv-3072-EMC**
LITIGATION.) **CLASS ACTION**
 23)
 24) **AMENDED REQUEST FOR**
 25) **TELEPHONIC APPEARANCE FOR**
 26) **CASE MANAGEMENT CONFERENCE**
 27) **AND [~~PROPOSED~~] ORDER**
 28)

Amended Request for Telephonic Appearance for Case Management Conference and [Proposed] Order; 13-cv-3072-EMC

1 Please take notice that Adam J. Levitt and Matthew D. Schelkopf of Plaintiffs' counsel
2 respectfully request to appear telephonically for the Case Management Conference currently
3 scheduled for January 23, 2014, at 10:30 a.m. before the Honorable Edward M. Chen of the
4 above entitled court. The remaining lead co-counsel will appear personally in front of Your
5 Honor.

6 Plaintiff's co-lead counsel, Adam J. Levitt, is unable to appear in person at the Case
7 Management Conference because he will be returning from a multi-day, business conference in
8 Miami for a legal organization of which he is one of the leaders and at which he spoke. That
9 conference was planned well prior to the Court's setting of the January 23, 2014 status hearing
10 date and Mr. Levitt knows that two of his three other co-lead counsel will be present at the
11 hearing in person. Notwithstanding those facts, due to Mr. Levitt's fiduciary obligations to his
12 clients and the other members of the proposed class(es), he believes it is his obligation to
13 participate in the January 23 hearing if possible and to the extent possible.

14 Plaintiff's co-lead counsel, Matthew D. Schelkopf, consistent with this Court's Order
15 Adopting Guidelines to Limit Costs and Expenses, Including Attorney's Fees (Docket No. 42),
16 is requesting to attend the Case Management Conference, scheduled for January 23, 2014,
17 telephonically so as to limit the costs and expenses in prosecuting this case. His in-person
18 attendance would require airline travel to and from Philadelphia, Pennsylvania and the
19 likelihood of overnight accommodations. He has discussed the proposed telephonic attendance
20 with all Co-lead Counsel and believes it is effective in limiting costs and expenses since two co-
21 lead counsel will be attending the conference in-person.

22 Dated: January 22, 2014

Respectfully submitted,

23 /s/ Adam J. Levitt

24 Adam J. Levitt (*pro hac vice*)

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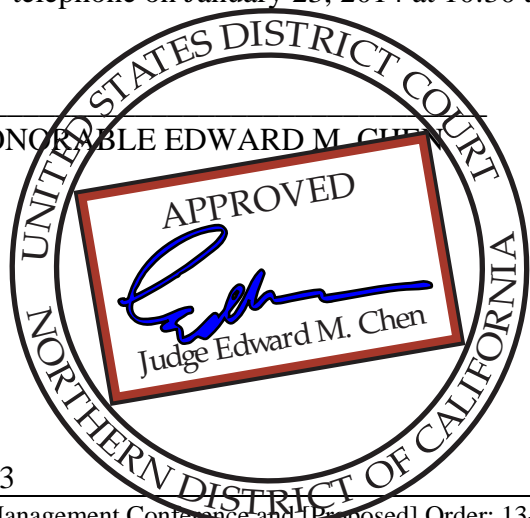
Plaintiffs' Interim Co-Lead Counsel

ORDER

IT IS SO ORDERED that Adam J. Levitt and Matthew D. Schelkopf of plaintiffs' Interim Co-lead Counsel is allowed to appear by telephone on January 23, 2014 at 10:30 a.m.

Dated: January ²² __, 2014

HONORABLE EDWARD M. CHEN



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CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing *Request for Telephonic Appearance for Case Management Conference and [Proposed] Order* was electronically filed with this Court's CM/ECF system on this 22nd day of January, 2014 and was thus served automatically upon all counsel of record.

/s/ Adam J. Levitt _____
Adam J. Levitt