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16	UNITED STATES DI	STRICT COURT
17	NORTHERN DISTRIC	Г OF CALIFORNIA
18	SAN FRANCISCO DIVISION	
19 20	IN RE: OPTICAL DISK DRIVE PRODUCTS	MDL No. 3:10-MD-02143-RS-JCS
20 21	ANTITRUST LITIGATION	Case No. 3:13-cv-05372-RS STIPULATION AND [PROPOSED]
21	This document relates to:	ORDER CONTINUING HEARING ON DEFENDANTS' JOINT MOTION TO
22	INGRAM MICRO INC. AND SYNNEX	DISMISS AND EXTENDING TIME TO FILE FIRST AMENDED COMPLAINT
24	CORPORATION,	
25	Plaintiffs,	Judge Richard Seeborg
26	v.	
27	LG ELECTRONICS, INC., et al.,	
28	Defendants.	

STIPULATION AND [PROPOSED] ORDER CONTINUING HEARING ON DEFENDANTS' JOINT MOTION TO DISMISS AND EXTENDING TIME TO FILE FIRST AMENDED COMPLAINT MDL No. 3:10-MD-02143-RS-JCS; Case No. 3:13-cv-05372-RS

1	Plaintiffs and Defendants, through the undersigned counsel, request that the Court enter	
2	the following order to continue the hearing date and briefing dates on Defendants' Joint Motion	
3	to Dismiss, extend Plaintiff's time to file a first amended complaint, and extend Defendants'	
4	time to answer or otherwise respond to that first amended complaint.	
5	WHEREAS, on October 25, 2013, Ingram Micro Inc. and Synnex Corporation (together,	
6	"Plaintiffs") filed a Complaint for Damages and Injunctive Relief, No. 3:13-cv-05372-RS (Dkt.	
7	No. 1) (the "Complaint");	
8	WHEREAS, on April 17, 2014, Defendants filed a Joint Motion to Dismiss the	
9	Complaint, No. 3:13-cv-05372-RS (Dkt. No. 24) ("Defendants' Motion");	
10	WHEREAS, the hearing on Defendants' Motion is currently set for July 10, 2014;	
11	WHEREAS, pursuant to the Stipulation and Order Regarding Service of Process entered	
12	by the Court on January 24, 2014 (No. 3:13-cv-05372-RS (Dkt. No. 18)), Plaintiffs and	
13	Defendants were to present an agreed-upon briefing schedule to the Court no later than May 1,	
14	2014, under which Plaintiffs would not be required to respond to Defendants' Motion before	
15	June 16, 2014;	
16	WHEREAS, in lieu of responding to Defendant's Motion, Plaintiffs wish to amend their	
17	Complaint;	
18	WHEREAS, Plaintiffs' current deadline to amend their Complaint as a matter of course	
19	under Federal Rule of Civil Procedure 15(a)(1) is May 8, 2014;	
20	NOW, THEREFORE, it is stipulated by and between the undersigned parties, by their	
21	respective attorneys, that:	
22	1. Plaintiffs' deadline to amend the Complaint is extended to June 16, 2014. Any	
23	such amendment of the Complaint will constitute the Plaintiffs' one amendment as a matter of	
24	course under Federal Rule of Civil Procedure 15(a)(1).	
25	2. If Plaintiffs file a first amended complaint on or before June 16, 2014:	
26	A. Defendants' Motion shall be withdrawn as moot and the hearing on	
27	Defendants' Motion vacated.	
28	STIPULATION AND [PROPOSED] ORDER CONTINUING HEARING ON DEFENDANTS' JOINT MOTION TO DISMISS AND	
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1	B. Defendants shall have forty-five (45) days from the filing of such first	
2	amended complaint to respond thereto. To the extent any Defendant or Defendants move to	
3	dismiss such first amended complaint, the parties shall work in good faith to reach an agreed-	
4	upon briefing schedule that they shall present to the Court no later than fourteen (14) days after	
5	the filing of the motion.	
6	3. If Plaintiffs fail to file a first amended complaint on or before June 16, 2014,	
7	Plaintiffs' opposition to Defendants' Motion shall be due on June 20, 2014, and the parties shall	
8	work in good faith to reach an agreed-upon schedule for Defendants' reply in support of	
9	Defendants' Motion and for the hearing on Defendants' Motion. The hearing on Defendants'	
10	Motion shall be continued until such time as may be set pursuant to such agreement.	
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12	IT IS SO STIPULATED.	
	II IS SO STIL CLATED.	
13	Dated: April 30, 2014 Respectfully submitted,	
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28	STIPULATION AND [PROPOSED] ORDER CONTINUING HEARING ON DEFENDANTS' JOINT MOTION TO DISMISS AND EXTENDING TIME TO FILE FIRST AMENDED COMPLAINT	

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	EXTENDING TIME TO FILE FIRST AMENDED COMPLAINT	

1		
2	Pursuant to General Order No. 45, § X-B and Rule 5-1(i)(3) of the Local Rules of	
3	Practice in Civil Proceedings Before the United States District Court for the Northern District of	
4	California, the filer attests that concurrence in the filing of this document has been obtained	
5	from each of the above signatories.	
6	Dated: April 30, 2014 /s/ Michelle L. Visser	
7	Michelle L. Visser	
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1	PURSUANT TO STIPULATION, IT IS SO ORD	ERED.
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3		Rihlsehr
4		Hon. Richard Seeborg United States District Judge
5		Office States District Judge
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28	STIPULATION AND [PROPOSED] ORDER CONTINUING HEARING EXTENDING TIME TO FILE FIRST AMENDED COMPLAINT	ON DEFENDANTS' JOINT MOTION TO DISMISS AND