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Attorneys for Defendant  
 LINEBARGER GOGGAN BLAIR & SAMPSON LLP,  
 a Texas limited liability partnership

[Names and Addresses of Additional  
 Counsel Listed on Signature Pages]

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO**

4EC HOLDINGS, LLC, a Delaware limited liability  
 company,  
  
 Plaintiff,  
  
 vs.  
 LINEBARGER GOGGAN BLAIR & SAMPSON  
 LLP, a Texas limited liability partnership,  
  
 Defendant.

Case No. 3:14-cv-01944 VC  
 (Class Action)

**FURTHER STIPULATION  
 CONCERNING SCHEDULING OF  
 SETTLEMENT PROCEEDINGS**

Courtroom of the Honorable  
 Vince Chhabria, Courtroom 4

The parties, by and through their respective counsel of record and subject to the Court's  
 approval, stipulate as follows:

**RECITALS**

WHEREAS, on December 30, 2014, the parties have entered into a Stipulation of Settlement  
 (the "Stipulation") to resolve this matter, subject to Court approval;

WHEREAS, on January 22, 2015, the Court held a hearing (the "January 22 Hearing") on  
 whether it should grant preliminary approval to the settlement set forth the Stipulation;

WHEREAS, the Court raised certain questions during the January 22 Hearing and by orders  
 entered January 23 and 27, 2015, the Court posed certain questions to the parties, asking that the

1 parties respond to them in a supplemental brief concerning preliminary settlement approval to be  
2 filed on or before February 20, 2015;

3 WHEREAS, the parties have been discussing the possibility of certain modifications to the  
4 Stipulation intended to respond to issues raised by the Court at the January 22 Hearing;

5 WHEREAS, the parties believe that the Court's consideration of the proposed settlement  
6 would be enhanced if the parties first reach final positions on, and to the extent applicable document,  
7 potential modifications to the Stipulation, and if those issues were incorporated into the  
8 supplemental brief that the Court has requested;

9 WHEREAS, at the parties' request, the Court continued the deadline for filing a  
10 supplemental brief concerning preliminary settlement approval to March 6, 2015;

11 WHEREAS, the Court held a telephone status conference with the parties on March 3, 2015,  
12 at which time the parties reported on the progress of their discussions;

13 WHEREAS, the Court requested that the parties memorialize in a further stipulation certain  
14 scheduling matters discussed at the status conference;

15 THEREFORE, subject to the Court's approval, the parties agree as follows:

16 **STIPULATION**

17 a. Should the parties jointly agree to modify the settlement reflected in the Stipulation, then  
18 on or before March 24, 2015,

19 i. the parties shall file an amendment to the Stipulation; and

20 ii. Plaintiff shall file a new motion for preliminary approval, noticed for hearing at a  
21 mutually convenient time consistent with the Local Rules of this Court.

22 In the event of a joint modification to the Stipulation, the parties need not submit the supplemental  
23 briefing contemplated by the Court's Orders of January 23 and 27, 2015.

24 b. Should the parties not jointly agree to modify the settlement reflected in the Stipulation,  
25 then on or before March 24, 2015,

26 i. The parties shall file the supplemental briefing contemplated by the Court's Orders  
27 of January 23 and 27, 2015;  
28

1           ii. Either party may file a separate statement in support of preliminary approval of the  
2           Stipulation, should there be additional points that it wishes to bring to the Court's attention;  
3           and

4           iii. Plaintiff shall renote for hearing its motion for preliminary approval of the  
5           Stipulation, suggesting mutually convenient dates for a further hearing, subject to the Court's  
6           calendar.

7           SO STIPULATED.

8           DATED: March 6, 2015

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Attorneys for Plaintiff  
4EC HOLDINGS, LLC

1 DATED: March 6, 2015

VINSON & ELKINS LLP

2 By /s/ Michael L. Charlson  
3 Michael L. Charlson

4 Attorneys for Defendant  
5 LINEBARGER GOGGAN BLAIR  
6 & SAMPSON LLP  
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**PROPOSED ORDER**

Pursuant to the Stipulation of the parties and upon good cause showing, **IT IS SO ORDERED.**

DATED: March 9, 2015



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Honorable Vince Chhabria  
United States District Judge