Emily V. Griffen (SBN 209162) 1 SHEARMAN & STERLING LLP 2 535 Mission Street, 25th Floor San Francisco, California 94105-2997 Telephone: (415) 616-1100 3 Facsimile: (415) 616-1199 Email: egriffen@shearman.com 4 5 Jaculin Aaron (SBN 133983) SHEARMAN & STERLING LLP 599 Lexington Avenue 6 New York, New York 10022 7 Telephone: (212) 848-4000 Facsimile: (212) 848-7179 8 Email: jaaron@shearman.com Attorneys for Defendants Frederick W. Smith; 9 James L. Barksdale: John A. Edwardson: Shirley Ann Jackson; Steven R. Loranger; Gary 10 W. Loveman; R. Brad Martin; Joshua Cooper Ramo; Susan C. Schwab; David P. Steiner; and 11 Paul S. Walsh 12 [Additional Counsel Listed on Signature Page] 13 UNITED STATES DISTRICT COURT 14 NORTHERN DISTRICT OF CALIFORNIA 15 SAN FRANCISCO DIVISION 16 17 CHRISTOPHER LIBERTY, derivatively on Case No. 3:14-cv-03810-CRB behalf of FEDEX CORPORATION, 18 JOINT STIPULATION REQUESTING Plaintiff. STATUS CONFERENCE AND ORDER 19 VS. 20 FREDERICK W. SMITH: JAMES L. No. 6, 17th Floor Courtroom: BARKSDALE; JOHN A. EDWARDSON; Judge: Hon. Charles R. Breyer 21 SHIRLEY ANN JACKSON; STEVEN R. LORANGER; GARY W. LOVEMAN; 22 R. BRAD MARTIN; JOSHUA COOPER RAMO; SUSAN C. SCHWAB; DAVID P. 23 STEINER; and PAUL S. WALSH, 24 Defendants, -and-25 FEDEX CORPORATION, 26 Nominal Defendant. 27 28

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1	Defendants Frederick W. Smith, James L. Barksdale, John A. Edwardson, Shirley Ann
2	Jackson, Steven R. Loranger, Gary W. Loveman, R. Brad Martin, Joshua Cooper Ramo, Susan C.
3	Schwab, David P. Steiner, Paul S. Walsh, and Nominal Defendant FedEx Corporation (together,
4	"Defendants"), and Plaintiff Christopher Liberty ("Plaintiff" and, together with the Defendants, the
5	"Parties"), by and through their undersigned counsel, subject to Court approval, hereby stipulate as
6	follows:
7	WHEREAS, on August 21, 2014, Plaintiff filed a Shareholder Derivative Complaint for
8	Breach of Fiduciary Duty against Defendants (Dkt. No. 1) (the "Complaint");
9	WHEREAS, Defendants filed a motion to dismiss the Complaint on November 21, 2014
10	(Dkt. No. 17), which was fully briefed by the Parties;
11	WHEREAS, the Court issued an Order on April 2, 2015, staying the case "[i]n light of the
12	pending criminal matter involving the same or similar series of underlying events as those alleged in
13	this case" (Dkt. No. 34);
14	WHEREAS, the related pending criminal matter, United States v. FedEx Corporation,
15	No. CR 14-00380-CRB, was voluntarily dismissed by the Government on June 17, 2016;
16	WHEREAS, the parties request that the Court hold a status conference in order to discuss
17	the status of the action;
18	NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED between Plaintiff, by
19	and through his counsel, and Defendants, by and through their counsel, subject to the Court's
20	approval, that a status conference be set for Friday, August 19 at 8:30 a.m. or such other date
21	thereafter that is available to the Court.
22	IT IS SO STIPULATED.
23	Dated: July 20, 2016 SHEARMAN & STERLING LLP
24	Dan /a/Engila V. Cuiffe n
25	By: /s/ Emily V. Griffen Emily V. Griffen
26	535 Mission Street, 25th Floor
27	San Francisco, California 94105-2997 Telephone: 415.616.1100
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	1

1	Attorneys for Defendants Frederick W. Smith;
2	James L. Barksdale; John A. Edwardson; Shirley Ann Jackson; Steven R. Loranger; Gary W. Loveman; R. Brad Martin; Joshua Cooper Ramo;
3	Susan C. Schwab; David P. Steiner; and Paul S. Walsh
4	
5	FEDERAL EXPRESS CORPORATION
6	By: /s/ Richard R. Roberts
7	Richard R. Roberts (pro hac vice)
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11	Attorneys for Nominal Defendant Federal Express
12	Corporation
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17	Mark C. Molumphy
18	840 Malcolm Road, Suite 200 Burlingame, CA 94010
19	Telephone: 650.697.6000 Facsimile: 650.697.0577
20	Attorneys for Plaintiff Christopher Liberty, derivatively on behalf of Federal Express
21	Corporation
22	
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ATTESTATION (CIVIL LOCAL RULE 5-1(i)(3))

In accordance with Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained from the signatories.

DATED: July 20, 2016 SHEARMAN & STERLING LLP

By: /s/ Emily V. Griffen

Attorneys for Defendants Frederick W. Smith; James L. Barksdale; John A. Edwardson; Shirley Ann Jackson; Steven R. Loranger; Gary W. Loveman; R. Brad Martin; Joshua Cooper Ramo; Susan C. Schwab; David P. Steiner; and Paul S. Walsh

* * *

ORDER

IT IS HEREBY ORDERED that a Status Conference is set for August 19, 2016 at 8:30 a.m..

DATED: July 21, 2016

Hon. Charles R. Breyer United State District Judge