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14 Co-Lead Counsel for Plaintiffs

15 UNITED STATES DISTRICT COURT  
 16 NORTHERN DISTRICT OF CALIFORNIA

17	In re LEAPFROG ENTERPRISES, INC. SECURITIES LITIGATION	)	Master File No. 3:15-cv-00347-EMC
18	_____	)	<u>CLASS ACTION</u>
19	This Document Relates To:	)	STIPULATION AND [PROPOSED]
20	ALL ACTIONS.	)	SCHEDULING ORDER <del>      </del>
21	_____	)	

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1 Pursuant to Civil Local Rule 7-12, the parties – lead plaintiff KBC Asset Management NV  
2 (“Lead Plaintiff”) and defendants LeapFrog Enterprises, Inc., John Barbour, and Raymond L. Arthur  
3 (“Defendants”) – by and through their undersigned counsel of record, submit the following  
4 stipulation and proposed order:

5 WHEREAS, on May 26, 2015, the Court previously granted the parties’ stipulated request to  
6 continue the scheduled case management conference from September 24, 2015 to October 8, 2015  
7 (Dkt. No. 49);

8 WHEREAS, on November 9, 2015, the Court previously granted the parties’ stipulated  
9 request to continue the scheduled case management conference from January 14, 2016 to March 24,  
10 2016, and entered the proposed schedule for Lead Plaintiff to file an amended complaint and a  
11 briefing schedule for Defendants anticipated motion to dismiss (Dkt. No. 69);

12 WHEREAS, on December 4, 2015, Lead Plaintiff filed the First Amended Consolidated  
13 Class Action Complaint for Violation of the Federal Securities Laws against Defendants  
14 (“Complaint”) (Dkt. No. 70);

15 WHEREAS, on January 15, 2016, Defendants moved to dismiss the Complaint (Dkt. No.  
16 72);

17 WHEREAS, on August 2, 2016, the Court entered an Order Granting Defendants’ Motion to  
18 Dismiss (“MTD Order”) and permitting Lead Plaintiff to file a second amended complaint within 30  
19 days (Dkt. No. 88);

20 WHEREAS, on August 19, 2016, Lead Plaintiff filed Lead Plaintiff’s Notice of Motion and  
21 Motion for Leave to File a Motion for Reconsideration concerning certain aspects of the MTD Order  
22 (Dkt. No. 90);

23 WHEREAS, on August 31, 2016, the Court entered an Order Denying Plaintiffs’ Motion for  
24 Leave to File a Motion for Reconsideration (“Reconsideration Order”), in which it stated that  
25 reconsideration at this time “would not comport with ‘conservation of judicial resources’” in light of  
26 the anticipated second amended complaint and ability to address the issues Lead Plaintiff raised in  
27 the anticipated next round of motion to dismiss briefing (Dkt. No. 93);

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Co-Lead Counsel for Plaintiffs

DATED: September 1, 2016

MORRISON & FOERSTER  
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MARK R.S. FOSTER

\_\_\_\_\_  
s/ Mark R.S. Foster  
MARK R.S. FOSTER

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Attorneys for Defendants

I, Matthew S. Melamed, am the ECF User whose ID and password are being used to file this Stipulation and [Proposed] Scheduling Order. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Mark R.S. Foster has concurred in this filing.

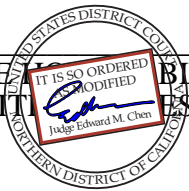
\_\_\_\_\_  
s/ Matthew S. Melamed  
MATTHEW S. MELAMED

\* \* \*

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED. (as modified on p. 2, line 20)

DATED: 9/2/2016

\_\_\_\_\_  
THE HONORABLE EDWARD M. CHEN  
UNITED STATES DISTRICT JUDGE  


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CERTIFICATE OF SERVICE

I hereby certify that on September 1, 2016, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on September 1, 2016.

s/ Matthew S. Melamed  
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## Mailing Information for a Case 3:15-cv-00347-EMC In Re: LeapFrog Enterprise, Inc. Securities Litigation

### Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

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### Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

- (No manual recipients)