

1 ROBBINS GELLER RUDMAN
 & DOWD LLP
 2 SHAWN A. WILLIAMS (213113)
 WILLOW E. RADCLIFFE (200087)
 3 MATTHEW S. MELAMED (260272)
 Post Montgomery Center
 4 One Montgomery Street, Suite 1800
 San Francisco, CA 94104
 5 Telephone: 415/288-4545
 415/288-4534 (fax)
 6 shawnw@rgrdlaw.com
 willowr@rgrdlaw.com
 7 mmelamed@rgrdlaw.com

8 MOTLEY RICE LLC
 JAMES M. HUGHES (*pro hac vice*)
 9 WILLIAM S. NORTON
 CHRISTOPHER F. MORIARTY
 10 28 Bridgeside Blvd.
 Mount Pleasant, SC 29464
 11 Telephone: 843/216-9000
 843/216-9450 (fax)
 12 jhughes@motleyrice.com
 bnorton@motleyrice.com
 13 cmoriarty@motleyrice.com

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] ORDER
20	ALL ACTIONS.)	TO RESCHEDULE THE INITIAL CASE
21	_____)	MANAGEMENT CONFERENCE

22
 23
 24
 25
 26
 27
 28

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 September 2, 2016, the Court previously granted the parties’ stipulated
13 proposed schedule for Lead Plaintiff to file a second amended complaint and a briefing schedule for
14 Defendants’ anticipated motion to dismiss (Dkt. No. 96);

15 WHEREAS, on September 20, 2016, Lead Plaintiff filed the Second Amended Consolidated
16 Class Action Complaint for Violation of the Securities Laws against Defendants (the “Complaint”)
17 (Dkt. No. 97);

18 WHEREAS, Defendants’ anticipated motion to dismiss the Complaint is due on November 4,
19 2016; Lead Plaintiff’s opposition to Defendants’ motion to dismiss the Complaint is due on
20 December 19, 2016; Defendants’ reply in support of their motion to dismiss is due January 19, 2017;
21 and the hearing on Defendants’ motion to dismiss is set for February 2, 2017;

22 WHEREAS, the Initial Case Management Conference is currently set for October 18, 2016,
23 and the Case Management Statement is currently due by October 11, 2016 (Dkt. No. 94);

24 WHEREAS, discovery in this action is presently stayed pursuant to the Private Securities
25 Litigation Reform Act of 1995, 15 U.S.C. §78u-4; and

26 WHEREAS, the parties have conferred and agree that conducting the Initial Case
27 Management Conference before resolution of Defendants’ anticipated motion to dismiss the
28 Complaint would unnecessarily burden the Court and the parties and therefore respectfully request

1 that the Initial Case Management Conference currently scheduled for October 18, 2016 be
2 rescheduled for a date 30 days after the Court issues an order resolving Defendants' anticipated
3 motion to dismiss the Complaint;

4 NOW, THEREFORE, the parties hereby agree and stipulate that the Initial Case
5 Management Conference shall be rescheduled from October 18, 2016 until 30 days after the Court
6 issues an order resolving Defendants' anticipated motion to dismiss the Complaint, with the Case
7 Management Statement due no later than seven days before the Initial Case Management
8 Conference.

9 DATED: September 29, 2016

ROBBINS GELLER RUDMAN
& DOWD LLP
SHAWN A. WILLIAMS
WILLOW E. RADCLIFFE
MATTHEW S. MELAMED

13 s/ Matthew S. Melamed
14 MATTHEW S. MELAMED

15 Post Montgomery Center
16 One Montgomery Street, Suite 1800
17 San Francisco, CA 94104
18 Telephone: 415/288-4545
19 415/288-4534 (fax)

20 MOTLEY RICE LLC
21 JAMES M. HUGHES
22 WILLIAM S. NORTON
23 CHRISTOPHER F. MORIARTY
24 28 Bridgeside Blvd.
25 Mount Pleasant, SC 29464
26 Telephone: 843/216-9000
27 843/216-9450 (fax)

28 Co-Lead Counsel for Plaintiffs

23 DATED: September 29, 2016

MORRISON & FOERSTER
JORDAN ETH
MARK R.S. FOSTER

26 s/ Mark R.S. Foster
27 MARK R.S. FOSTER

425 Market Street
San Francisco, CA 94105-2482
Telephone: 415/268-7000
416/268-7522 (fax)

Attorneys for Defendants

I, Matthew S. Melamed, am the ECF User whose ID and password are being used to file this Stipulation and [Proposed] Order to Reschedule the Initial Case Management Conference. 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

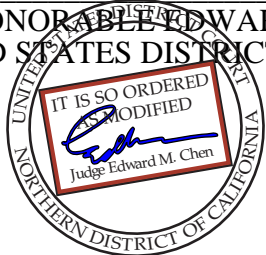
* * *

ORDER

IT IS SO ORDERED. The CMC is reset for 2/2/17 at 1:30 p.m. A joint CMC statement shall be filed by 1/26/17.

DATED: 9/30/16

THE HONORABLE EDWARD M. CHEN
UNITED STATES DISTRICT JUDGE



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that on September 29, 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 29, 2016.

s/ Matthew S. Melamed
MATTHEW S. MELAMED

ROBBINS GELLER RUDMAN
& DOWD LLP
Post Montgomery Center
One Montgomery Street, Suite 1800
San Francisco, CA 94104
Telephone: 415/288-4545
415/288-4534 (fax)
E-mail:mmelamed@rgrdlaw.com

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.

- **Ramzi Abadou**
ramzi.abadou@ksfcounsel.com,dawn.hartman@ksfcounsel.com
- **Jordan Eth**
jeth@mofocom.com,gmartinez@mofocom.com,jrahman@mofocom.com
- **Mark R.S. Foster**
mfoster@mofocom.com,lroiz@mofocom.com,kmaccardle@mofocom.com,rbarajas@mofocom.com
- **James Michael Hughes**
jhughes@motleyrice.com,erichards@motleyrice.com,kweil@motleyrice.com
- **Jeremy A Lieberman**
jalieberman@pomlaw.com,disaacson@pomlaw.com,lpvega@pomlaw.com
- **Matthew Seth Melamed**
mmelamed@rgrdlaw.com,e_file_SF@rgrdlaw.com,e_file_SD@rgrdlaw.com
- **Brian O. O'Mara**
bo'mara@rgrdlaw.com,e_file_sd@rgrdlaw.com,e_file_sf@rgrdlaw.com
- **Robert Vincent Prongay**
rprongay@glancylaw.com,info@glancylaw.com,echang@glancylaw.com,bmurray@glancylaw.com
- **Willow E. Radcliffe**
willowr@rgrdlaw.com,ptiffith@rgrdlaw.com,mmelamed@rgrdlaw.com,katerinap@rgrdlaw.com,e_file_sd@rgrdlaw.com,e_file_sf@rgrdlaw.com
- **Shawn A. Williams**
shawnw@rgrdlaw.com,e_file_sd@rgrdlaw.com,e_file_sf@rgrdlaw.com

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)