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15 Attorneys for Petitioner  
 KEVIN COCHRANE

16 UNITED STATES DISTRICT COURT  
 17 NORTHERN DISTRICT OF CALIFORNIA  
 18 SAN FRANCISCO DIVISION

20 KEVIN COCHRANE, an individual,

21 Petitioner,

22 v.

23 OPEN TEXT CORPORATION, a Canadian  
 24 corporation and OPEN TEXT INC., a  
 Delaware corporation,

25 Respondents.  
 26

Case No. 4:15-cv-01234-WHA

**STIPULATION AND [~~PROPOSED~~] ORDER  
 RE: PETITION TO CONFIRM  
 ARBITRATION AWARD AND MOTION TO  
 VACATE ARBITRATION AWARD**

Courtroom: 8 – 19<sup>th</sup> Floor  
 Judge: Hon. William Alsup

1 Pursuant to Civil Local Rules 6-1(a), 6-1(b), 6-2 and 7-12, Petitioner Kevin Cochrane  
2 (“Petitioner”) and Respondents Open Text Corporation and Open Text Inc. (“Respondents”)  
3 (Petitioner and Respondents, collectively, the “Parties”), by and through their respective counsel  
4 of record, hereby stipulate as follows:

5 **WHEREAS**, on or about March 16, 2015, Petitioner filed a Petition to Confirm Arbitration  
6 Award and Enter Judgment against Respondents (Dkt. No. 1);

7 **WHEREAS**, on or about March 30, 2015, Petitioner filed an Amended Petition to Confirm  
8 Arbitration Award and Enter Judgment against Respondents (the “Petition”) (Dkt. No. 4);

9 **WHEREAS**, on or about April 17, 2015, the Court set an Initial Case Management  
10 Conference for June 18, 2015 (the “CMC”) (Dkt. No. 17);

11 **WHEREAS**, the Parties have agreed that the last day for Respondents to answer the Petition  
12 is April 24, 2015;

13 **WHEREAS**, Respondents intend to file an Answer to the Petition (the “Answer”) and a  
14 Motion to Vacate the Arbitration Award on April 24, 2015 (the “Motion”);

15 **WHEREAS**, the Parties have agreed that Respondents will notice the Motion for hearing on  
16 June 11, 2015 at 8:00 a.m. (the “Hearing”);

17 **WHEREAS**, the Parties have agreed to modify the standard briefing schedule as set forth  
18 below; and

19 **WHEREAS**, because the resolution of the issues raised in the Petition and the Motion are  
20 expected to fully and finally resolve all issues raised in this proceeding, in the interest of judicial  
21 economy, the Parties stipulate and agree and mutually request that the Court advance the CMC  
22 from June 18, 2015 to June 11, 2015 at 8:00 a.m., so that it may be held at or immediately  
23 following the Hearing.

24 **THEREFORE, IT IS HEREBY STIPULATED** by and between the Parties that:

25 **1.** The Parties will brief the Motion on the following schedule:

26 (a) Last day for Respondents to file the Motion: April 24, 2015;

27 (b) Last day for Petitioner to file opposition to the Motion: May 14, 2015; and

28 (c) Last day for Respondents to file any reply in support of the Motion:

1 May 28, 2015.

2 2. The Parties mutually request that the Court advance the CMC from June 18, 2015  
3 to June 11, 2015, so that it may be held at or immediately following the Hearing on Respondents'  
4 Motion.

5  
6 **IT IS SO STIPULATED.**

7  
8 Dated: April 24, 2015

SKAGGS FAUCETTE LLP

9  
10 /s/ Jeffrey E. Faucette

11 Jeffrey E. Faucette  
12 Attorneys for Petitioner KEVEN COCHRANE

13 Dated: April 24, 2015

COOLEY LLP


14  
15 /s/ Patrick Gunn

16 Patrick Gunn (172258)  
17 Attorneys for Respondents  
18 OPEN TEXT CORPORATION and  
19 OPEN TEXT Inc.

20 *Filer's Attestation: Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, Patrick Gunn  
21 hereby attests that concurrence in the filing of this document has been obtained.*

22 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

23 Dated: April 27, \_\_\_\_\_, 2015

24   
25 \_\_\_\_\_  
26 Hon. William Alsup