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5
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7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

11
 12 BRIAN H. ROBB, Individually and on Behalf
 of All Others Similarly Situated,

13 Plaintiff,

14 v.

15 FITBIT INC., JAMES PARK, and
 16 WILLIAM R. ZERELLA,

17 Defendants.

No. 3:16-cv-00151-SI

**JOINT STIPULATION AND
 [PROPOSED] ORDER CONTINUING
 APRIL 15, 2016 CASE MANAGEMENT
 CONFERENCE**

JUDGE: Hon. Susan Illston
 DATE: April 15, 2016
 TIME: 2:30 PM
 CTRM: 1 – 17th Floor

1 Pursuant to Civil Local Rule 7-12, Defendants Fitbit Inc., James Park, and William R.
2 Zerella (“Defendants”) and Plaintiff Brian H. Robb (“Plaintiff” and collectively, with Defendants,
3 the “Parties”), by and through their undersigned counsel of record, submit the following
4 stipulation and proposed order:

5 WHEREAS, Defendants waived service of the Summons and Complaint in this action on
6 April 5, 2016;

7 WHEREAS, as a federal securities class action governed by the provisions of the Private
8 Securities Litigation Reform Act of 1995, 15 U.S.C. §78u-4, *et seq.* (“PSLRA”), this Action is
9 subject to a mandatory stay of all discovery and other proceedings pending determination of any
10 motion to dismiss;

11 WHEREAS, competing motions for appointment as Lead Plaintiff and approval of Lead
12 Counsel for the putative Class in this action pursuant to the PSLRA were filed on March 11, 2016
13 and are currently pending before the Court;

14 WHEREAS, the Court has scheduled a Case Management Conference (“CMC”) in this
15 Action for April 15, 2016 at 2:30 p.m. (Dkt. No. 5);

16 WHEREAS, the Parties believe it would save judicial and Party resources if the Case
17 Management Conference (“CMC”) is deferred until after this Court has appointed a Lead Plaintiff
18 and approved Lead Plaintiff’s selection of Lead Counsel for the Class and after an Amended
19 Complaint, if any, has been filed by Lead Plaintiff;

20 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between
21 the undersigned Parties that:

- 22 1. The April 15, 2016 CMC shall be rescheduled to June 3, 2016, at 2:30 p.m., or
23 such subsequent date that is convenient for the Court.

1 Dated: April 12, 2016

POMERANTZ LLP

/s/ J. Alexander Hood II

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J. Alexander Hood II (*Pro Hac Vice*)

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Counsel for Defendants

FITBIT INC., JAMES PARK,

and WILLIAM R. ZERELLA

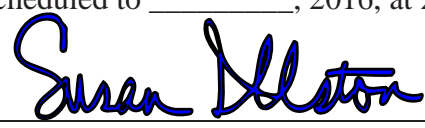
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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED:

1. The April 15, 2016 CMC shall be rescheduled to June 10, 2016, at 2:30 p.m.

DATED: 4/13/16



Honorable Judge Susan Illston

CERTIFICATE OF SERVICE

I hereby certify that on April 12, 2016, a copy of the foregoing was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court’s electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court’s CM/ECF System.

/s/ J. Alexander Hood II
J. Alexander Hood II

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