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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

IN RE: VOLKSWAGEN “CLEAN DIESEL”  
MARKETING, SALES PRACTICES, AND  
PRODUCTS LIABILITY LITIGATION

MDL 2672  
Case No. 3:15-MD-02672-CRB

The Honorable Charles R. Breyer

THIS DOCUMENT RELATES TO:

*United States of America v. Volkswagen AG, et al.,*  
Case No. 3:16-cv-00295

**STIPULATION AND ORDER TO  
EXTEND DEADLINE TO RESPOND  
TO THE PORSCHE DEFENDANTS’  
PARTIAL MOTION TO DISMISS**

1 WHEREAS, on February 25, 2016, the Court entered Pre-Trial Order No. 9 (Docket No.  
2 1252), which, in Paragraph 3(A), required Defendants Volkswagen AG, Volkswagen Group of  
3 America, Inc., Volkswagen Group of America Chattanooga Operations, LLC, Audi AG, Dr. Ing. h.c.  
4 F. Porsche AG, and Porsche Cars North America, Inc. to answer, move to dismiss or otherwise  
5 respond to the United States' January 4, 2016 complaint (the "Complaint") by April 15, 2016;

6 WHEREAS, on April 8, 2016, following stipulation and agreement among the parties, the  
7 Court continued until May 16, 2016 the deadline for the defendants to answer, move to dismiss or  
8 otherwise respond to the Complaint;

9 WHEREAS, on May 16, 2016, Defendants Dr. Ing. h.c. F. Porsche AG and Porsche Cars  
10 North America, Inc. (the "Porsche Defendants") filed a motion to dismiss Count 3 of the Complaint;

11 WHEREAS, the United States' response to the Porsche Defendants' motion is currently due  
12 on May 31, 2016;

13 WHEREAS, the Porsche Defendants and the United States have agreed to an extension of 20  
14 days for the United States to respond to the Porsche Defendants' motion to dismiss;

15 WHEREAS, the parties have not previously requested an extension of this deadline;

16 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and among the  
17 United States and the Porsche Defendants, that the deadline for the United States to respond to the  
18 Porsche Defendants' motion to dismiss Count 3 should be continued until June 20, 2016.

19 Respectfully submitted,

20  
21 DATED: May 26, 2016

**ALSTON & BIRD LLP**

22 By: /s/ Cari K. Dawson  
Cari K. Dawson

23 *Liaison Counsel for the Porsche Defendants*

24  
25 DATED: May 26, 2016

**UNITED STATES OF AMERICA**

26 By: /s/ Joshua H. Van Eaton  
Joshua H. Van Eaton

27 *Counsel for the United States*

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

DATED: May 27, 2016.



CHARLES R. BREYER  
United States District Judge