

1 GLENN D. POMERANTZ (SBN 112503)
 glenn.pomerantz@mto.com
 2 MUNGER, TOLLES & OLSON LLP
 355 South Grand Avenue, Thirty-Fifth Floor
 3 Los Angeles, California 90071-1560
 Telephone: (213) 683-9100
 4 Facsimile: (213) 687-3702

5 KELLY M. KLAUS (SBN 161091)
 kelly.klaus@mto.com
 6 ACHYUT J. PHADKE (SBN 261567)
 achyut.phadke@mto.com
 7 ADAM I. KAPLAN (SBN 268182)
 adam.kaplan@mto.com

8 MUNGER, TOLLES & OLSON LLP
 560 Mission Street, Twenty-Seventh Floor
 9 San Francisco, California 94105-2907
 Telephone: (415) 512-4000
 10 Facsimile: (415) 512-4077

11 *Attorneys for Defendants Motion Picture
 Association of America, Inc., Walt Disney
 12 Studios Motion Pictures, Paramount Pictures
 Corporation, Sony Pictures Entertainment Inc.,
 13 Twentieth Century Fox Film Corporation,
 Universal City Studios LLC, and Warner Bros.
 14 Entertainment Inc.*

K. LEE MARSHALL (SBN 277092)
 klmarshall@bryancave.com
 ROGER MYERS (SBN 146164)
 roger.myers@bryancave.com
 ALEXANDRA WHITWORTH (SBN 303046)
 alex.whitworth@bryancave.com
 BRYAN CAVE LLP
 560 Mission Street, 25th Floor
 San Francisco, California 94105
 Tel: (415) 675-3400 /Fax: (415) 675-3434

*Attorneys for Defendant National Association
 of Theatre Owners*

DAVID SCHACHMAN (*Pro Hac Vice*)
 ds@schachmanlaw.com
 LAW OFFICES OF DAVID SCHACHMAN,
 P.C.
 55 West Monroe Street, Suite 2970
 Chicago, Illinois 60603
 Tel: (312) 427-9500/Fax: (312) 268-2425

Attorneys for Plaintiff Timothy Forsyth

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

17 TIMOTHY FORSYTH, individually and on behalf of a
 class of similarly situated individuals,

18 Plaintiff,

19 vs.

20 MOTION PICTURE ASSOCIATION OF
 21 AMERICA, INC., WALT DISNEY STUDIOS
 MOTION PICTURES, PARAMOUNT
 22 PICTURES CORPORATION, SONY
 PICTURES ENTERTAINMENT INC.,
 23 TWENTIETH CENTURY FOX FILM
 CORPORATION, UNIVERSAL CITY
 24 STUDIOS LLC, WARNER BROS.
 ENTERTAINMENT INC., and NATIONAL
 25 ASSOCIATION OF THEATRE OWNERS,

26 Defendants.

Case No. 3:16-cv-00935-RS

**STIPULATION AND
 [PROPOSED] ORDER RE [1]
 DEFENDANT NATIONAL
 ASSOCIATION OF THEATRE
 OWNERS' MOTION FOR
 ATTORNEYS' FEES, AND
 [2] HEARING DATE FOR
 MOTION FOR ATTORNEYS'
 FEES**

Judge: Hon. Richard Seeborg

1 In support of their joint stipulation regarding the briefing schedule and hearing on
2 Defendant National Association of Theatre Owners (“NATO”) motion for attorneys’ fees, Plaintiff
3 Timothy Forsyth and Defendant NATO, by and through their undersigned counsel of record, recite
4 as follows:

5 A. Pursuant to the parties’ November 22, 2016 stipulation (ECF No. 60), and the Court’s
6 November 28, 2016 order approving that stipulation (ECF No. 61), Defendants’ motions for
7 attorneys’ fees were to be filed by December 15, 2016 - fourteen days from the date the Court
8 entered judgment which judgment was entered on December 1, 2016 (ECF No. 65).

9 B. On December 15, 2016, Defendant NATO filed its notice of motion and motion for
10 attorneys’ fees (ECF No. 66). Defendants Motion Picture Association of America Inc., Walt
11 Disney Studios Motion Pictures, Paramount Pictures Corporation, Sony Pictures Entertainment
12 Inc., Twentieth Century Fox Film Corporation, Universal City Studios LLC, Warner Brothers
13 Entertainment Inc., did not file a motion for attorneys’ fees.

14 C. Pursuant to the stipulation of Plaintiff and Defendant NATO, the Plaintiff’s response to
15 Defendant NATO’s motion for attorneys’ fees is due to be filed on January 24, 2017, Defendant
16 NATO’s reply in support of the motion for attorneys’ fees is due to be filed on February 2, 2017
17 and the hearing on the motion for attorneys’ fees is scheduled for February 16, 2017 (ECF No.
18 68).

19 C. Counsel for Plaintiff and Defendant NATO have met and conferred by telephone and
20 email regarding resolving the motion for attorneys’ fees by agreement and, therefore, jointly
21 request a short two-week extension of the briefing schedule and hearing date to allow the parties to
22 continue their discussions. Plaintiff and Defendant NATO have agreed that Plaintiff’s response to
23 Defendant NATO’s motion for attorneys’ fees shall be due February 7, 2017 and Defendant
24 NATO’s reply in support of the motion for attorneys’ fees shall be due February 16, 2017. Upon
25 reviewing the Court’s calendar, the parties also agreed that March 9, 2017, was the most mutually
26 convenient available hearing date.

27 NOW, THEREFORE, the parties hereby stipulate that, subject to the Court’s approval:

28 1. Defendant NATO’s motion for attorneys’ fees will be heard on March 9, 2017 at 1:30

