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Attorneys for Defendants

LEAPFROG ENTERPRISES, INC., JOHN BARBOUR,
WILLIAM B. CHIASSON, THOMAS J. KALINSKE, E.
STANTON MCKEE, RANDY O. RISSMAN,
CADEN WANG, and STEPHEN M. YOUNGWOOD

[Additional counsel appear on signature page.]

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

PETE J. MANGER, On Behalf of Himself and All Others
Similarly Situated,

Plaintiff,

v.

LEAPFROG ENTERPRISES, INC., JOHN BARBOUR,
WILLIAM B. CHIASSON, THOMAS J. KALINSKE, E.
STANTON MCKEE, RANDY O. RISSMAN, CADEN
WANG, and STEPHEN M. YOUNGWOOD,

Defendants.

Case Number 3:16-cv-01161

**STIPULATION AND ORDER
EXTENDING DEFENDANTS'
RESPONSE DEADLINE
PENDING APPOINTMENT
OF LEAD PLAINTIFF AND
LEAD COUNSEL AND
VACATING INITIAL CASE
MANAGEMENT
CONFERENCE**

1 All parties, through their undersigned counsel, hereby submit this Stipulation deferring
2 Defendants' deadlines to respond to the complaint pursuant to Civil Local Rule 6-1(a), and vacating
3 the initial case management conference.

4 **RECITALS**

5 A. On March 9, 2016, the above-captioned class action complaint was filed in this Court. The
6 complaint alleges violations of the federal securities laws by LeapFrog Enterprises, Inc. and certain
7 of its former officers and directors. (Dkt. No. 1.)

8 B. Upon commencement of the action, an initial case management conference was set for
9 June 7, 2016, at 2:00 p.m. (Dkt. No. 4.)

10 C. This action is governed by the Private Securities Litigation Reform Act of 1995, 15 U.S.C.
11 § 78u-4 et seq. (the "Reform Act").

12 D. No additional meaningful litigation activity, beyond the relief Plaintiff Manger sought prior
13 to the expiration of the Tender Offer, is expected until after the Court appoints lead plaintiff and
14 lead counsel, at which point an amended complaint is likely to be filed by the appointed lead
15 plaintiff and lead counsel. After an operative amended complaint is filed, defendants anticipate
16 filing motions to dismiss that complaint.

17 E. Counsel for the undersigned parties agree that deferring the response deadlines for all
18 defendants until after the Court appoints a lead plaintiff and lead counsel pursuant to the Reform
19 Act is prudent and will conserve party and judicial resources. The parties further agree that an
20 initial case management conference, attendant deadlines, and related ADR procedures are premature
21 and should be deferred until the initial case management conference is reset.

22 **STIPULATION**

23 NOW, THEREFORE, the undersigned hereby stipulate, subject to Court approval, as
24 follows:

25 1. The named defendants agree to accept service, through counsel, to the extent they have not
26 yet been served.

1 2. The named defendants shall have no obligation to respond to the complaint until after the
2 Court appoints a lead plaintiff and lead counsel.

3 3. Counsel for the named defendants will meet and confer with the Court-appointed lead
4 counsel within fourteen days after the Court makes its appointment to discuss a schedule for filing
5 of any amended complaint and defendants' responses, including their currently anticipated motion
6 to dismiss.

7 4. The Case Management Conference that is presently scheduled for June 7, 2016 is hereby
8 vacated and shall be reset in connection with the setting of the briefing schedule on defendants'
9 anticipated motion to dismiss. The related deadlines, including ADR requirements, shall be
10 deferred until after an initial case management conference is reset.

11
12 Dated: May 10, 2016

13 **MORRISON & FOERSTER LLP**
14 JORDAN ETH
15 MARK R.S. FOSTER
16 DAVID J. WIENER

17 By: /s/ Mark R.S. Foster
18 MARK R.S. FOSTER

19 Attorneys for Defendants
20 LEAPFROG ENTERPRISES, INC., JOHN
21 BARBOUR, WILLIAM B. CHIASSON,
22 THOMAS J. KALINSKE, E. STANTON
23 MCKEE, RANDY O. RISSMAN, CADEN
24 WANG, and STEPHEN M. YOUNGWOOD

1 Dated: May 10, 2016

2 **FARUQI & FARUQI, LLP**

3 By: /s/ James M. Wilson, Jr.

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27 Attorneys for Plaintiff
28 PETE J. MANGER

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ORDER

Pursuant to stipulation, it is SO ORDERED.



MON. WILLIAM H. ORRICK
United States District Court Judge

Dated: May 10, 2016