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17 [Additional counsel appear on signature page.]

18 **UNITED STATES DISTRICT COURT**  
 19 **NORTHERN DISTRICT OF CALIFORNIA**  
 20 **SAN FRANCISCO DIVISION**

21 COBALT PARTNERS, LP, et al.,  
 Plaintiffs,  
 22 vs.  
 23 SUNEDISON, INC., et al.,  
 24 Defendants.

Related Case No. 3:16-cv-02263-WHA  
**STIPULATION AND ~~PROPOSED~~**  
**SCHEDULING ORDER OF ADR**  
**DEADLINES**  
 Judge: Hon. William Alsup

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GLENVIEW CAPITAL PARTNERS, L.P., et al.,  
Plaintiffs,  
  
vs.  
  
SUNEDISON , INC., et al.,  
Defendants.

Related Case No. 3:16-cv-02264-WHA

CHARLES BLOOM, et al.,  
  
Plaintiffs,  
  
vs.  
  
SUNEDISON , INC., et al.,  
Defendants.

Related Case No. 3:16-cv-02265-WHA

OMEGA CAPITAL INVESTORS, L.P., et al.,  
Plaintiffs,  
  
vs.  
  
SUNEDISON , INC., et al.,  
Defendants.

Related Case No. 3:16-cv-02268-WHA

1 Pursuant to Civil Local Rules 6-2(a) and 7-12, the parties, by and through their respective  
2 undersigned counsel of record, submit the following stipulation and proposed order:

3 WHEREAS, on April 27, 2016 an Initial Case Management Scheduling Order with ADR  
4 Deadlines was entered in the case captioned *Cobalt Partners, L.P. v. SunEdison, Inc. et al.*, 3:16-  
5 cv-2263 (“*Cobalt*”);

6 WHEREAS the Initial Case Management Conference in *Cobalt* is set for August 18, 2016.  
7 [Dkt. 48], and the corresponding deadline to file ADR Certifications and a Notice of Need for  
8 ADR Phone Conference or Stipulation to ADR Process is July 28, 2016;

9 WHEREAS, on April 28, 2016 an Initial Case Management Scheduling Order with ADR  
10 Deadlines was entered in the case captioned *Glenview Capital Partners, L.P. v. SunEdison, Inc. et*  
11 *al.*, 3:16-cv-2264 (“*Glenview*”);

12 WHEREAS the Initial Case Management Conference in *Glenview* is set for August 18,  
13 2016. [*Glenview* Dkt. 48], and the corresponding deadline to file ADR Certifications and a Notice  
14 of Need for ADR Phone Conference or Stipulation to ADR Process is July 28, 2016;

15 WHEREAS, on April 28, 2016 an Initial Case Management Scheduling Order with ADR  
16 Deadlines was entered in the case captioned *Bloom v. SunEdison, Inc. et al.*, 3:16-cv-2265  
17 (“*Bloom*”);

18 WHEREAS the Initial Case Management Conference in *Bloom* is set for August 18, 2016.  
19 [*Bloom* Dkt. 20], and the corresponding deadline to file ADR Certifications and a Notice of Need  
20 for ADR Phone Conference or Stipulation to ADR Process is July 28, 2016;

21 WHEREAS, on April 27, 2016 an Initial Case Management Scheduling Order with ADR  
22 Deadlines was entered in the case captioned *Omega Capital Partners L.P. v. SunEdison, Inc. et al.*,  
23 3:16-cv-2268 (“*Omega*”);

24 WHEREAS the Initial Case Management Conference in *Omega* is set for August 18, 2016.  
25 [*Omega* Dkt. 43], and the corresponding deadline to file ADR Certifications and a Notice of Need  
26 for ADR Phone Conference or Stipulation to ADR Process is July 28, 2016;

27 WHEREAS, Defendants have requested additional time to fully discuss available ADR  
28 options with their clients, many of whom are individuals, and to gather their clients’ signatures;

1 WHEREAS, Defendants have met and conferred with Plaintiffs over the requested  
2 extension, and agreed to extend the deadline to file the ADR Certifications and a Notice of Need  
3 for ADR Phone Conference or Stipulation to ADR Process until August 11, 2016;

4 WHEREAS, the agreed extension will not delay any scheduled hearings;

5 WHEREAS, Plaintiffs previously agreed to provide Defendants an extension of time to  
6 respond to the Complaints in *Cobalt*, *Omega*, and *Glenview*, and Defendants' deadlines to respond  
7 in *Omega* and *Glenview* were further extended by grant of Defendants' Administrative Motions to  
8 Extend Time, and Plaintiffs in *Bloom* previously agreed that Defendants are not required to  
9 respond to the Complaint until after the motion to transfer and motion to remand are decided;

10 WHEREAS, the Court has previously ordered, pursuant to stipulation, an extension of time  
11 to file opposition and reply briefs to Defendants' motion to dismiss *Cobalt*;

12 WHEREAS, the Court has previously ordered, pursuant to stipulation, an extension of time  
13 to file opposition and reply briefs to Defendants' motions to transfer in *Bloom*, *Cobalt*, *Omega*,  
14 and *Glenview*, and Plaintiffs' motions to remand in *Bloom*, *Cobalt*, *Omega*, and *Glenview*;

15 WHEREAS, no other extensions of time have been granted in these actions;

16 NOW THEREFORE, the parties hereby agree, and request the court to order that:

- 17 1. The deadline to file ADR Certifications is extended to August 11, 2016;
- 18 2. The deadline to file a Notice of Need for ADR Phone Conference or Stipulation to  
19 ADR Process is extended to August 11, 2016;

1 Dated: July 28, 2016

Respectfully Submitted,

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: August 8, 2016.

  
\_\_\_\_\_  
Honorable William Alsup  
United States District Judge