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 AT&T CORP.; AT&T SERVICES, INC.; YP  
 7 HOLDINGS LLC; YP ADVERTISING &  
 PUBLISHING LLC, successor to AT&T  
 8 ADVERTISING, L.P., incorrectly sued as AT&T  
 ADVERTISING, LP d/b/a AT&T ADVERTISING  
 9 AND PUBLISHING, d/b/a AT&T ADVERTISING  
 SOLUTIONS, d/b/a PACIFIC BELL DIRECTORY,  
 10 d/b/a YP WESTERN DIRECTORY LLC; and YP  
 LLC, successor to YP SHARED SERVICES LLC,  
 11 incorrectly sued as YP SHARED SERVICES, LP; and  
 Specially Appearing Defendant AT&T INC.

12 Counsel for Plaintiffs listed on next page

13  
 14 **UNITED STATES DISTRICT COURT**  
 15 **NORTHERN DISTRICT OF CALIFORNIA**  
 16 **SAN FRANCISCO DIVISION**

17 JAMES KRAWCZYK, et al., individually and  
 18 on behalf of others similarly situated,

19 Plaintiff,

20 v.

21 DIRECTORY DISTRIBUTING  
 ASSOCIATES, INC., AT&T CORP., AT&T  
 22 INC., AT&T SERVICES, INC., AT&T  
 ADVERTISING, LP, d/b/a AT&T  
 23 ADVERTISING AND PUBLISHING, d/b/a  
 AT&T ADVERTISING SOLUTIONS, d/b/a  
 24 PACIFIC BELL DIRECTORY, d/b/a YP  
 WESTERN DIRECTORY LLC, YP  
 25 HOLDINGS LLC, and YP SHARED  
 SERVICES, LP,

26 Defendants.

Case No. 3:16-cv-02531-VC

**JOINT STIPULATION  
 ESTABLISHING PLEADING  
 DEADLINES PURSUANT TO CIVIL  
 LOCAL RULE 6-1(a)**

AND ORDER

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13 JAMES KRAWCZYK

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1 Pursuant to Civil Local Rule 6-1(a) of the United States District Court for the Northern  
2 District of California, Plaintiffs James Krawczyk, et al. and Defendants AT&T Corp.; AT&T  
3 Services, Inc.; YP Holdings LLC; YP Advertising & Publishing LLC, successor to AT&T  
4 Advertising, L.P., which contends it is incorrectly sued as AT&T Advertising, LP d/b/a AT&T  
5 Advertising and Publishing, d/b/a AT&T Advertising Solutions, d/b/a Pacific Bell Directory,  
6 d/b/a YP Western Directory LLC; and YP LLC, successor to YP Shared Services LLC, which  
7 contends it is incorrectly sued as YP Shared Services, LP; and Defendant AT&T Inc., which  
8 appears in this matter solely for the purposes of disputing jurisdiction (collectively, the  
9 “Stipulating Defendants”), by and through their respective counsel of record, hereby respectfully  
10 submit the following stipulation:

11 WHEREAS, prior stipulations and orders extended Defendants’ time to file motions to  
12 dismiss and the briefing on those motions (see Dkt. Nos. 21, 39, 72, 73, and 76) and consolidated  
13 the Stipulating Defendants’ motions to dismiss the First Amended Complaint into a single  
14 hearing on December 1, 2016;

15 WHEREAS, on December 9, 2016, the Court issued an Order on Motions to Dismiss and  
16 Strike (“Order”) (Dkt. No. 128);

17 WHEREAS, the Court granted Plaintiffs leave to file an amended complaint adding detail  
18 with regard to the claims of Plaintiff Estrada for minimum wage or overtime violations of the Fair  
19 Labor Standards Act, and set December 23, 2016 as the deadline to file any amended complaint;

20 WHEREAS, the Court denied without prejudice the motion to dismiss for lack of personal  
21 jurisdiction of Specially Appearing Defendant AT&T Inc. and authorized jurisdictional discovery  
22 to be completed by February 8, 2017;

23 WHEREAS, Plaintiffs James Krawczyk and David Estrada intend to file a Second  
24 Amended Complaint by December 23, 2016;

25 WHEREAS, the Court in its Order did not set a date for the Stipulating Defendants to file  
26 their answers to the operative First Amended Complaint or Plaintiffs’ anticipated Second  
27 Amended Complaint;

28 WHEREAS, the Stipulating Defendants wish to avoid filing answers to the First Amended

1 Complaint when that complaint will shortly be superseded;

2 WHEREAS, Specially Appearing Defendant AT&T Inc. intends to renew its motion to  
3 dismiss for lack of personal jurisdiction upon the completion of jurisdictional discovery;

4 NOW, THEREFORE, Plaintiffs and the Stipulating Defendants hereby STIPULATE  
5 AND AGREE as follows:

6 1. Defendants AT&T Corp.; AT&T Services, Inc.; YP Holdings LLC; YP  
7 Advertising & Publishing LLC, successor to AT&T Advertising, L.P., which contends it is  
8 incorrectly sued as AT&T Advertising, LP d/b/a AT&T Advertising and Publishing, d/b/a AT&T  
9 Advertising Solutions, d/b/a Pacific Bell Directory, d/b/a YP Western Directory LLC; and YP  
10 LLC, successor to YP Shared Services LLC, which contends it is incorrectly sued as YP Shared  
11 Services, LP, shall have until January 6, 2017 to file their answer(s) to the complaint that is  
12 operative on that date;

13 2. Provided that jurisdictional discovery is completed by February 8, 2017 as ordered  
14 by the Court, Plaintiffs shall notify Specially Appearing Defendant AT&T Inc. by March 1, 2017  
15 whether they will agree to voluntarily dismiss AT&T Inc. from this case;

16 3. In the event that Plaintiffs do not voluntarily dismiss Specially Appearing  
17 Defendant AT&T Inc., it shall have until March 8, 2017 either to answer the operative complaint  
18 or to renew its challenge to personal jurisdiction;

19 4. If Specially Appearing Defendant AT&T Inc. renews its jurisdictional challenge  
20 by March 8, 2017, it need not file any answer until 14 days after the Court determines that AT&T  
21 Inc. is subject to personal jurisdiction in the Northern District of California.

22 **IT IS SO STIPULATED.**

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1 Dated: December 21, 2016

Mark C. Molumphy  
Alexandra P. Summer  
COTCHETT PITRE & MCCARTHY LLP

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Cynthia Diggs  
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Russel Post  
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Richard Mithoff  
Janie Jordan  
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9

By: /s/ Richard Mithoff  
\_\_\_\_\_  
RICHARD MITHOFF  
Attorneys for Plaintiffs  
JAMES KRAWCZYK, et. al.

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12 Dated: December 21, 2016

Respectfully submitted,  
Julie A. Totten  
Leo Moniz  
ORRICK HERRINGTON & SUTCLIFFE LLP

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By: /s/ Julie A. Totten

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JULIE A. TOTTON  
Attorneys for Defendants  
AT&T CORP.; AT&T SERVICES, INC.; YP  
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PUBLISHING LLC, successor to AT&T  
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d/b/a YP WESTERN DIRECTORY LLC; and YP  
LLC, successor to YP SHARED SERVICES LLC,  
incorrectly sued as YP SHARED SERVICES, LP.;  
and Specially Appearing Defendant AT&T INC.

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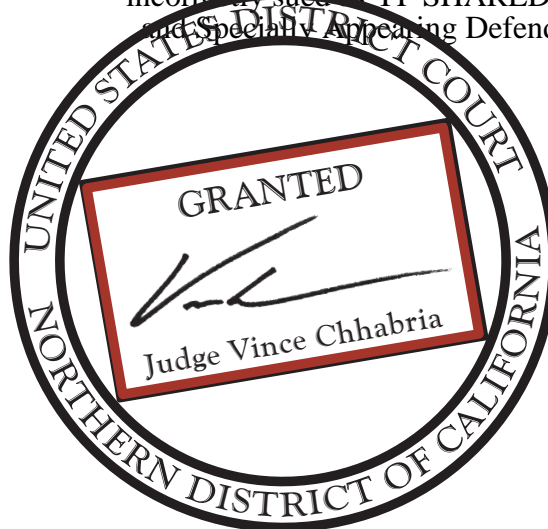
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23 Date: December 23, 2016



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**Attestation Pursuant to Civil Local Rule 5-1(i)(3)**

Pursuant to Civil Local Rule 5-1(i)(3), I, Julie A. Totten, hereby attest that I have obtained concurrence in the filing of this document from the other signatories to this document.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on December 21, 2016, in Sacramento, California.

/s/ Julie A. Totten

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JULIE A. TOTTON  
Attorneys for Defendants  
AT&T CORP.; AT&T SERVICES, INC.; YP  
HOLDINGS LLC; YP ADVERTISING &  
PUBLISHING LLC, successor to AT&T  
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