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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

In re

LENDINGCLUB SECURITIES
LITIGATION.

No. C 16-02627 WHA
No. C 16-02670 WHA
No. C 16-03072 WHA

(CONSOLIDATED)

This Document Relates to:

ALL ACTIONS.

**ORDER RE DISCOVERY
DISPUTES**

On November 16, lead plaintiff filed a discovery dispute letter, which outlines two separate discovery disputes with the underwriter defendants. The first involves issues of privilege. This issue should therefore be resolved on a sworn record. Accordingly, lead plaintiff shall have until **MONDAY, NOVEMBER 27** to file an opening motion. Underwriter defendants shall file an opposition by **FRIDAY, DECEMBER 1**, and lead plaintiff shall file any reply by **MONDAY, DECEMBER 4**. The motion will be heard on **THURSDAY, DECEMBER 7, AT 8:00 A.M.** Due to the *Waymo* trial, however, the hearing will likely be moved to the afternoon, so counsel shall please check the calendar.

Underwriter defendants must be mindful that a privilege can be waived by asserting reliance upon the opinions sought to be withheld.

With respect to the second issue regarding the scope of discovery, the Court sets a two-hour meet-and-confer starting from **8:00 A.M. AND CONTINUING TO 10:00 A.M. ON TUESDAY, NOVEMBER 21** in the Court's jury room on the nineteenth floor of the San Francisco federal

1 courthouse. At **10:00 A.M.**, the Court shall hear any outstanding discovery issue(s) in Courtroom
2 No. 12. Underwriter defendants' response (related solely to the issues raised regarding the scope
3 of discovery) is due by **NOON ON MONDAY, NOVEMBER 20**. The Court will be unhappy if it
4 turns out counsel have not met and conferred, in person or telephonically, prior to filing this
5 dispute.

6 Please note that only those lawyers who personally participate in the meet-and-confer in
7 the Court's jury room may be heard at the hearing.

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10 **IT IS SO ORDERED.**

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13 Dated: November 17, 2017.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE

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