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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IN RE WELLS FARGO & COMPANY  
SHAREHOLDER DERIVATIVE  
LITIGATION

Lead Case No. 3:16-cv-05541-JST

**STIPULATION AND ~~PROPOSED~~  
ORDER MODIFYING DEADLINES  
REGARDING ANTICIPATED  
MOTION FOR PRELIMINARY  
APPROVAL OF SETTLEMENT  
AGREEMENT**

The Honorable Jon. S. Tigar

1 WHEREAS, on January 16, 2019, the parties in the above-captioned action (the “Parties”)  
2 filed a Joint Case Management Statement & Notice of Settlement, notifying the Court that the  
3 Parties had reached an agreement in principle to settle the action and were finalizing the terms of  
4 a settlement agreement, and requested that the Court set a briefing and hearing schedule on  
5 Plaintiffs’ anticipated motion for preliminary approval of the forthcoming settlement agreement  
6 and set aside all other dates in the action (Dkt. No. 266);

7 WHEREAS, on January 21, 2019, the Court set the following deadlines requested by the  
8 Parties relating to Plaintiffs’ motion for preliminary approval of the settlement agreement and  
9 vacated all other deadlines in the action (Dkt. No. 267):

Event	Deadline
Deadline to file motion for preliminary approval of settlement agreement	February 14, 2019
Deadline to file opposition to motion for preliminary approval	February 28, 2019
Deadline to file reply to any opposition to motion for preliminary approval	March 7, 2019
Hearing on motion for preliminary approval	March 21, 2019, at 2:00 p.m. Courtroom, 19th Floor

17 WHEREAS, the Parties have continued to work diligently with the assistance of Hon.  
18 Daniel Weinstein (Ret.) to finalize the terms of the settlement agreement, but are still working to  
19 resolve certain issues related to the anticipated settlement agreement;

20 WHEREAS, given the large number of parties and the complexity of the issues involved,  
21 the Parties agree that they require additional time to complete negotiations in order to finalize the  
22 anticipated settlement agreement, and therefore agree that extending the deadlines relating to  
23 Plaintiffs’ anticipated motion for preliminary approval of the settlement agreement will assist in  
24 facilitating resolution of the action;<sup>1</sup>

25 \_\_\_\_\_  
26 <sup>1</sup> The Parties have not previously sought to modify the deadlines relating to Plaintiffs’ anticipated  
27 motion for preliminary approval, but previously have sought and been granted the following time  
28 modifications by the Court: (i) on January 23, 2017 (Dkt. No. 78) the Parties requested to  
continue a case management conference; (ii) on October 13, 2017 and November 10, 2017 the  
Parties filed stipulations concerning the deadline to answer the complaint in this action (Dkt. No.  
175; 182); (iii) on August 23, 2018, Plaintiffs requested to vacate a deadline regarding the

1 WHEREAS, because all deadlines in this action have been vacated, save for those relating  
2 to Plaintiffs' anticipated motion for preliminary approval of the settlement agreement, the time  
3 modifications requested by the Parties below will not affect the schedule for the case except as set  
4 forth below.

5 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, between the  
6 Parties, by and through their Counsel, and subject to the Court's approval, that the deadlines  
7 relating to Plaintiffs' anticipated motion for preliminary approval of the settlement agreement be  
8 modified as follows:

9 Event	Previous Deadline	New Deadline
10 Deadline to file motion for 11 preliminary approval of settlement agreement	February 14, 2019	February 28, 2019
12 Deadline to file opposition to 13 motion for preliminary approval	February 28, 2019	March 14, 2019
14 Deadline to file reply to any 15 opposition to motion for preliminary approval	March 7, 2019	March 21, 2019
16 Hearing on motion for 17 preliminary approval	March 21, 2019, at 2:00 p.m. Courtroom, 19th Floor	April 4, 2019, at 2:00 p.m. Courtroom, 19th Floor

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27 submission of a joint discovery letter brief and to continue the deadline to submit a proposal  
28 regarding the case schedule, and on October 9, 2018, pursuant to the Court's August 24, 2018  
Order (Dkt. No. 247), the Parties proposed changes to the schedule in this action (Dkt. No. 255);  
and (iv) on January 21, 2019, the Court vacated the case management conference scheduled for  
January 23, 2019 (Dkt. No. 267).

1  
2 Dated: February 13, 2019

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**ATTESTATION PURSUANT TO GENERAL ORDER 45**

I, Brendan P. Cullen, in compliance with General Order 45, Section X(B), hereby attest that I obtained the concurrence of all of the above-listed counsel in filing this document.

DATED: February 13, 2019


/s/ Brendan P. Cullen

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**ORDER**

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: February 13, 2019

  
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THE HON. JON S. TIGAR  
UNITED STATES DISTRICT JUDGE