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 16 UNITED STATES DISTRICT COURT  
 17 NORTHERN DISTRICT OF CALIFORNIA  
 18 SAN FRANCISCO DIVISION  
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20 DESOTO CAB COMPANY, INC. d/b/a  
 FLYWHEEL TAXI,  
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 Plaintiff,  
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 vs.  
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 24 UBER TECHNOLOGIES, INC., a Delaware  
 corporation; UBER USA, LLC, a Delaware  
 limited liability company; RASIER, LLC, a  
 25 Delaware limited liability company; RASIER-  
 CA, LLC, a Delaware limited liability  
 26 company; and DOES 1 through 100, inclusive,  
 27  
 Defendants.  
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Case No. 3:16-cv-06385  
**STIPULATION AND ~~PROPOSED~~  
 ORDER RE DEFENDANTS'  
 DEADLINE TO RESPOND TO  
 COMPLAINT AND RELATED  
 BRIEFING SCHEDULE**

1 Pursuant to Local Rules 6-1 and 6-2, the parties hereby stipulate to an extension of the  
2 deadline for Defendants to respond to the Complaint and for an enlargement of the related  
3 briefing schedule.

4 **RECITALS**

5 WHEREAS, Plaintiff filed its Complaint in this action on November 2, 2016 (Dkt. 1) and  
6 served Defendants on November 3, 2016;

7 WHEREAS, pursuant to Local Rule 6-1(a), Defendants requested, and Plaintiff agreed, to  
8 extend the deadline for Defendants to respond to the Complaint from November 25, 2016 to  
9 December 23, 2016;

10 WHEREAS, Defendants intend to file a motion to dismiss the Complaint, and the parties  
11 have conferred regarding an appropriate schedule for the briefing on that motion, in light of the  
12 upcoming holidays and other scheduling matters;

13 WHEREAS, pursuant to Local Rule 6-2(a), the parties jointly seek to extend the time  
14 frames set forth in Local Rule 7-3 for the briefing on a motion;

15 WHEREAS, the parties have not previously sought an order extending time in this matter,  
16 and the proposal will not alter the date of any other deadline already fixed by the Court;

17 THEREFORE, the parties, through their undersigned counsel, stipulate as follows, and  
18 request that the Court enter an order setting the following deadlines:

- 19 1. Defendants shall file their motion to dismiss on or before December 20, 2016.
- 20 2. Plaintiff shall file its opposition on or before January 27, 2017.
- 21 3. Defendants shall file their reply on or before February 10, 2017.
- 22 4. The hearing on the motion to dismiss shall be noticed for the week of February 20,  
23 2017 or February 27, 2017, or as soon thereafter as the Court's schedule allows.

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**IT IS SO STIPULATED.**

DATED: November 17, 2016

By: /s/ Brian C. Rocca

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Brian C. Rocca<sup>1</sup>  
MORGAN, LEWIS & BOCKIUS LLP  
*Attorneys for Defendants*

DATED: November 17, 2016

By: /s/ Shannon Seibert

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Shannon Seibert  
SEIBERT & BAUTISTA  
*Attorneys for Plaintiff*

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: November 29, 2016

  
\_\_\_\_\_  
United States District Judge

<sup>1</sup> Brian C. Rocca, the filer of this document, hereby attests that he obtained the concurrence of the other signatory, Shannon Seibert, prior to its filing.