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 PayPal Holdings, Inc. and Individual Defendants  
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 9 L.A. Dupuis, Wences Casares, Jonathan  
 Christodoro, John J. Donahoe, David W.  
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 Pierre M. Omidyar and Frank D. Yearly

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 12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14

15 IN RE PAYPAL HOLDINGS, INC.  
 16 SHAREHOLDER DERIVATIVE LITIGATION

Lead Case No. 3:17-cv-00162-RS

(Consolidated with No. 3:17-cv-02206-RS; 3:17-cv-02428-RS; and 5:17-cv-02446-RS)

17 This Document Relates To:

18 ALL ACTIONS

19 **STIPULATION AND ~~PROPOSED~~ ORDER  
 REGARDING BRIEFING SCHEDULE FOR  
 MOTIONS TO DISMISS**

20 Hon. Richard Seeborg  
 21 Courtroom 3, 17th Floor

1           WHEREAS, on July 31, 2017, in accordance with the Court’s June 30, 2017  
2 Consolidation Order, Plaintiffs designated the complaint filed in *Liss v. Schulman, et al.*, Case  
3 No. 5:17-cv-02446 as the operative complaint in this Consolidated Derivative Action (the  
4 “Operative Complaint”).

5           WHEREAS, on September 28, 2017, nominal defendant PayPal Holdings, Inc. (“PayPal”)   
6 filed a motion to dismiss Plaintiffs’ Operative Complaint (“Motion to Dismiss”);

7           WHEREAS, on September 29, 2017, the Court advanced the hearing on PayPal’s Motion  
8 to Dismiss from January 25, 2018 to December 14, 2017;

9           WHEREAS, pursuant to the Consolidation Order, the deadline for Plaintiffs to file  
10 response(s) to PayPal’s Motion to Dismiss was November 13, 2017, and the deadline for PayPal’s  
11 reply brief(s) was December 4, 2017;

12           WHEREAS, on November 8, 2017, the Court entered an order approving a stipulation  
13 extending the deadline for Plaintiffs to file their opposition to PayPal’s Motion to Dismiss to  
14 November 16, 2017, and the deadline for PayPal to file its reply brief to December 7, 2017;

15           WHEREAS, as a result of the extension of the briefing schedule, the Court continued the  
16 hearing on PayPal’s Motion to Dismiss from December 14, 2017 to December 21, 2017 at 1:30  
17 PM;

18           WHEREAS, PayPal’s counsel is unavailable for a hearing on December 21, 2017;

19           WHEREAS, the parties have conferred regarding the date for the hearing on PayPal’s  
20 Motion to Dismiss, and in light of PayPal’s counsel’s unavailability on December 21, 2017, have  
21 agreed to reschedule the deadline for PayPal’s reply brief to December 4, 2017, and advance the  
22 hearing on PayPal’s Motion to Dismiss to December 14, 2017 at 2:30 PM, as previously  
23 scheduled prior to the stipulation extended the briefing schedule;

24           NOW, THEREFORE, the undersigned parties hereby stipulate and agree, and respectfully  
25 request, that the Court enter an order as follows:

- 26           1.     PayPal’s reply brief(s) shall be filed no later than December 4, 2017;
- 27           2.     The hearing on PayPal’s MTD shall be advanced from December 21, 2017 at 1:30  
28 PM to December 14, 2017 at 2:30 PM.

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Dated: November 10, 2017

JAMES N. KRAMER  
ALEXANDER K. TALARIDES  
SUZETTE J. BARNES  
Orrick, Herrington & Sutcliffe LLP

*/s/ Alexander K. Talarides*  
\_\_\_\_\_  
ALEXANDER K. TALARIDES

Attorneys for Nominal Defendant  
PayPal Holdings, Inc., and Individual Defendants  
Daniel H. Schulman, John D. Rainey, Patrick L.A.  
Dupuis, Wences Casares, Jonathan Christodoro, John  
J. Donahoe, David W. Dorman, Gail J. McGovern,  
David M. Moffett, Pierre M. Omidyar and Frank D.  
Yeary

*I, Alexander K. Talarides, am the ECF user whose ID and password are being used to file  
this Stipulation and [Proposed] Order Regarding Briefing Schedule for Motions to Dismiss. In  
compliance with General Order 45, X.B., I hereby attest that Shane P. Sanders has concurred in  
this filing.*

Dated: November 10, 2017

BRIAN J. ROBBINS  
FELIPE J. ARROYO  
SHANE P. SANDERS  
SCOTT F. TEMPLETON  
ROBBINS ARROYO LLP

*/s/ Shane P. Sanders*  
\_\_\_\_\_  
Shane P. Sanders

Counsel for Plaintiffs Steve Sims and Edith Liss and  
Co-Lead Counsel for All Plaintiffs

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**ORDER**

Based on the stipulation of the signed parties, and good cause appearing, IT IS HEREBY ORDERED that the Stipulation is approved.

It is so ORDERED.

DATED: 11/13/17



THE HONORABLE RICHARD SEEBORG  
UNITED STATES DISTRICT JUDGE