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14 Attorneys for Defendants
Franklin Templeton Investor Services, LLC,
 15 *Franklin/Templeton Distributors, Inc., and*
Templeton Institutional Funds
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17 **UNITED STATES DISTRICT COURT**
 18 **NORTHERN DISTRICT OF CALIFORNIA**

19 BOARD OF RETIREMENT OF THE
 20 IMPERIAL COUNTY EMPLOYEES'
 RETIREMENT SYSTEM,

21 Plaintiff,

22 v.

23 FRANKLIN TEMPLETON INVESTOR
 24 SERVICES, LLC.,
 FRANKLIN/TEMPLETON
 25 DISTRIBUTORS, INC., TEMPLETON
 INSTITUTIONAL FUNDS, INC. AND DOES
 26 1 THROUGH 50,

27 Defendants.
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Case No. 3:17-cv-01784-JST

**STIPULATION AND [PROPOSED]
 ORDER EXTENDING DATE TO RE-FILE
 MOTION TO DISMISS IN ORDER TO
 FINALIZE PENDING SETTLEMENT**

Judge: Hon. Jon S. Tigar
 Courtroom: 9, 19th Floor

1 WHEREAS, on April 18, 2017, the above-captioned action was assigned to United States
2 District Judge Jon S. Tigar. ECF 15;

3 WHEREAS, by Stipulation filed on April 18, 2017, the parties requested that the Court
4 extend Defendants' time to re-file their motion to dismiss the Complaint ("the Motion"),
5 previously filed before Magistrate Judge Joseph C. Spero, in order to facilitate the parties'
6 settlement discussions;

7 WHEREAS, by Order dated April 18, 2017, this Court extended the time for the parties to
8 submit a schedule for re-filing the Motion and for briefing thereon to April 26;

9 WHEREAS, the parties have now reached a settlement-in-principle to resolve fully and
10 dismiss with prejudice this action and wish to have time to complete the settlement documentation
11 and to perform the terms of such settlement;

12 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and among the
13 respective parties hereto, subject to the approval of the Court, that:

14 The parties shall have an additional 30 days from April 26, 2017 to May 26 to file a
15 dismissal with prejudice or, in the event settlement is not finalized, a proposed hearing date and
16 briefing schedule for the Motion. All other pre-trial dates are off-calendar pending settlement.

17 **SO STIPULATED.**

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19 DATED: April 24, 2017

HANSON BRIDGETT LLP

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By: /s/ Raymond F. Lynch
RAYMOND F. LYNCH
MATTHEW J. PECK
Attorneys for Board of Retirement of the Imperial
County Employees' Retirement System

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1 DATED: April 24, 2017

ARNOLD & PORTER KAYE SCHOLER LLP

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By: /s/ Gilbert R. Serota
GILBERT R. SEROTA
AMY V. ENDICOTT
ALISON C. EPSTEIN
Attorneys for Defendants Franklin Templeton
Investor Services, LLC, Franklin/Templeton
Distributors, Inc., and Templeton Institutional
Funds.

~~PROPOSED~~ ORDER

The parties having so stipulated and good cause appearing, **IT IS HEREBY ORDERED**
that:

- 1. The parties shall have an additional thirty (30) days from April 26, 2017 to May 26 to file a dismissal with prejudice or, in the event settlement is not finalized, a proposed hearing date and briefing schedule for the Motion
- 2. All other pre-trial dates are off-calendar pending settlement.

IT IS SO ORDERED.

DATED: April 25, 2017



THE HONORABLE JON S. TIGAR
UNITED STATES DISTRICT JUDGE