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14 Attorneys for Defendant  
 15 FORD MOTOR COMPANY

16 **UNITED STATES DISTRICT COURT**  
 17 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

18 DAVID BARANCO, JAMES ABBITT,  
 19 HARRIET ABRUSCATO, DONALD  
 BROWN, DANIEL CARON, ANITA  
 20 FARRELL, JOHN FURNO, JAMES  
 JENKIN, ROGER KINNUNEN, GARY  
 21 KUBBER and MALISA NICOLAU,  
 individually and on behalf of all others  
 22 similarly situated,

23 Plaintiffs,

24 vs.

25 FORD MOTOR COMPANY, a  
 Delaware corporation;

26 Defendants.  
 27

Case No. 3:17-CV-03580-EMC

Assigned to Hon. Edward M. Chen,  
 Courtroom 5 – San Francisco

CLASS ACTION

**STIPULATION AND [PROPOSED]  
 ORDER REGARDING FILING AN  
 ANSWER TO PLAINTIFFS’ FIRST  
 AMENDED COMPLAINT  
 [L.R. 6-1(A)]**

Complaint Filed: June 21, 2017  
 1<sup>st</sup> Amend Complaint: August 18, 2017  
 Trial Date: November 4, 2019

1 Plaintiffs and Defendant FORD MOTOR COMPANY (“Ford”) (collectively  
2 the “Parties”), by and through their respective counsel, hereby stipulate as follows:

3 **WHEREAS**, on March 12, 2018, the Court entered an Order Granting In Part  
4 and Denying In Part Defendant’s Motion to Dismiss Plaintiffs First Amended  
5 Complaint. Pursuant to that Order Plaintiffs have 30 days to file an amended  
6 complaint.

7 **WHEREAS**, during the Further Case Management Conference held on  
8 March 15, 2018, Plaintiffs’ counsel advised the Court and Ford that they will be filing  
9 a Second Amended Class Action Complaint on or before April 11, 2018.

10 **WHEREAS**, upon stipulation of the parties, it is agreed that Ford will not file  
11 an Answer to Plaintiffs’ First Amended Complaint but instead will file a response to  
12 Plaintiffs’ Second Amended Complaint in accordance with Fed. R. Civ. P. 15(a)(3);

13 **WHEREAS**, counsel for Defendant, as the filer of this document, attests that  
14 concurrence in the filing of the document has been obtained from each of the other  
15 signatories:

16 **IT IS THEREFORE STIPULATED BETWEEN THE PARTIES THAT:**

17 1. Ford will not file an Answer to Plaintiffs’ First Amended Complaint but  
18 instead will file a response to Plaintiffs’ to-be filed Second Amended Complaint in  
19 accordance with Fed. R. Civ. P. 15(a)(3).

20 Dated: March 21, 2018

DYKEMA GOSSETT LLC

21 By: /s/ Tamara A. Bush

22 David M. George (admitted *pro hac vice*)  
23 John M. Thomas  
24 Tamara A. Bush  
Attorneys for Defendant  
FORD MOTOR COMPANY

25 Dated: March 21, 2018

BLOOD HURST & O’REARDON LLP

26 By: /s/ Leslie E. Hurst

27 Timothy G. Blood  
28 Leslie E. Hurst  
Attorneys for Plaintiff

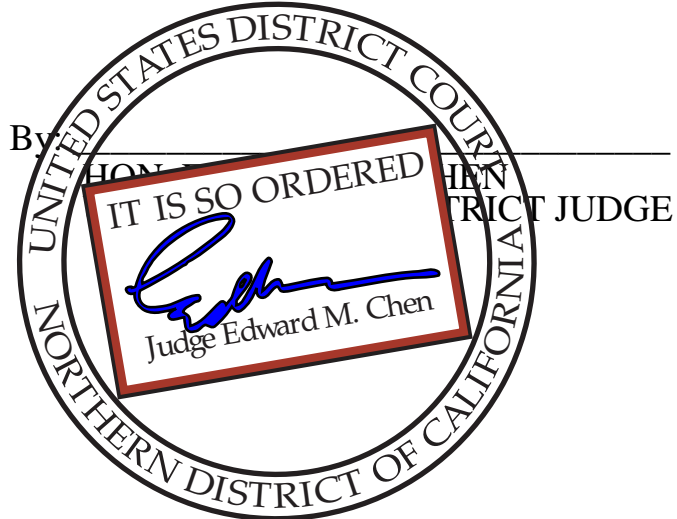
**[PROPOSED] ORDER**

PURSUANT TO STIPULATION OF THE PARTIES, the Stipulation is GRANTED. The Court Orders that:

- 1. Ford is not required to file an Answer to Plaintiffs' First Amended Complaint.
- 2. Once filed, Ford will respond to Plaintiffs' Second Amended Complaint in accordance with Fed. R. Civ. P. 15(a)(3).

**IT IS SO ORDERED.**

DATED: 3/21/18



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