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8 Attorneys for Plaintiff

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA

11 STEVEN MCARDLE, an individual, on behalf of himself,
 12 the general public and those similarly situated

13 Plaintiff,

14 v.

15 AT&T MOBILITY LLC; NEW CINGULAR WIRELESS
 16 PCS LLC; NEW CINGULAR WIRELESS SERVICES,
 17 INC., AND DOES 1 THROUGH 50

18 Defendants

CASE NO. CV-09-01117 (CW)

19 STIPULATION FOR
 20 CONTINUANCE OF CLASS
 21 CERTIFICATION HEARING
 22 AND BRIEFING SCHEDULE,
 23 ORDER AS MODIFIED

24 Dept: Courtroom 2, 4th Floor
 25 Judge: Hon. Claudia Wilken

1 Plaintiff Steven McArdle (“Plaintiff”) and Defendants AT&T Mobility LLC, New
2 Cingular Wireless PCS LLC, and New Cingular Wireless Services, Inc. (“Defendants”)
3 (collectively, the “Parties”), by and through their respective counsel of record, hereby stipulate as
4 follows:

5 WHEREAS:

6 1. In the original Case Management Order, the Court set the deadline for filing of
7 Plaintiff’s motion for class certification as January 15, 2010, with the opposition due on
8 February 5, 2010, the reply papers due March 1, 2010, and a hearing date of April 8, 2010; and

9 2. Defendants recently have begun to produce discovery pertaining to questions of
10 class certification, and depositions of key witnesses have yet to occur; and

11 3. The parties wish to complete preliminary discovery related to questions of class
12 certification prior to the filing of the motion; and

13 4. The parties accordingly wish to continue the deadlines related to class certification
14 and have reached agreement on a briefing and hearing schedule that would accommodate such
15 discovery and briefing,

16 NOW, THEREFORE, THE PARTIES JOINTLY STIPULATE AS FOLLOWS:

17 (1) The hearing on Class Certification shall be continued to June 29, 2010 or a date
18 thereafter as the Court may order at its convenience;

19 (2) Plaintiff’s opening brief shall be filed on or before March 31, 2010;

20 (3) Defendants’ opposition brief shall be filed on or before April 28, 2010; and

21 (4) Plaintiff’s reply brief shall be filed on or before May 24, 2010.

22 Dated: January 6, 2010

GUTRIDE SAFIER LLP

23
24 /s/ Adam Gutride
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Dated: January 6, 2009

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**IT IS SO ORDERED, EXCEPT THE HEARING WILL BE HELD ON
JUNE 10, 2010, AT 2:00 P.M.**



Dated: ____1/8/ 2010

Hon. Claudia Wilken
U.S. District Judge