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10 Attorneys for Defendants

11
 12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**
 14 **OAKLAND DIVISION**

15 STEVEN MCARDLE, an individual, on behalf
 16 of himself, the general public and those
 17 similarly situated,
 Plaintiff,
 18
 19 v.
 20 AT&T MOBILITY LLC; NEW CINGULAR
 WIRELESS PCS LLC; NEW CINGULAR
 21 WIRELESS SERVICES, INC., AND DOES 1
 THROUGH 50,
 22 Defendants.

Case No. CV-09-01117 (CW)

**STIPULATION FOR CONTINUANCE
 OF CLASS CERTIFICATION
 BRIEFING SCHEDULE, ORDER**

Dept: Courtroom 2, 4th Floor
 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. Pursuant to the Court’s order of January 8, 2010, Plaintiff’s motion for class
7 certification is due on March 31, 2010, the opposition brief is due on April 28, 2010, the reply
8 brief is due May 24, 2010, and the hearing is scheduled for June 10, 2010; and

9 2. For the convenience of the Defendants and the witnesses, depositions of
10 Defendants’ Rule 30(b)(6) witnesses on issues pertaining to questions of class certification have
11 been scheduled for April 6-8, 2010, which is after the current due date for Plaintiff’s motion for
12 class certification; and

13 3. The parties wish to complete this deposition prior to the filing of the motion; and

14 4. The parties accordingly wish to continue the briefing deadlines related to class
15 certification and have reached agreement on a briefing schedule that would accommodate such
16 discovery and briefing, without changing the hearing date,

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

18 (1) Plaintiff’s opening brief shall be filed on or before April 27, 2010;

19 (2) Defendants’ opposition brief shall be filed on or before May 14, 2010; and

20 (3) Plaintiff’s reply brief shall be filed on or before May 27, 2010.

21 (4) The hearing on Class Certification shall remain on June 10, 2010.

1 Dated: March 3, 2010

MAYER BROWN LLP

2
3 By: /s/ Kevin Ranlett
Kevin Ranlett

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13 Dated: March 3, 2010

GUTRIDE SAFIER LLP

14
15 By: /s/ Adam Gutride
Adam J. Gutride

16 ADAM J. GUTRIDE
17 SETH A. SAFIER
835 Douglass Street
18 San Francisco, CA 94114

19 Attorneys For Plaintiff

20
21 **IT IS SO ORDERED**

22
23
24 Dated: March 18, 2010



25 Hon. Claudia Wilken
26 U.S. District Judge