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14 **IN THE UNITED STATES DISTRICT COURT**
15 **NORTHERN DISTRICT OF CALIFORNIA**
16 **OAKLAND DIVISION**
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Edward C. O'Bannon, Jr., on behalf of himself
and all others similarly situated,

Plaintiff,

v.

NATIONAL COLLEGIATE ATHLETIC
ASSOCIATION and COLLEGIATE
LICENSING COMPANY

Defendants.

Case No. 4:09-cv-03329-CW

DECLARATION OF ALLAN STEYER IN
SUPPORT OF REQUEST FOR
STIPULATED ORDER
REVISING BRIEFING SCHEDULE FOR
MOTIONS TO DISMISS

DECLARATION OF ALLAN STEYER IN SUPPORT OF REQUEST FOR STIPULATED ORDER REVISING
BRIEFING FOR MOTION TO DISMISS

4:09-cv-03329

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1 I, Allan Steyer declare as follows:

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3 I am one of the attorneys for Plaintiff in this action. I have knowledge of the following
4 facts and could testify thereto if called as a witness. I submit this declaration in accordance with
5 Local Rule 6-2.

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7 1. Plaintiff and Defendants have agreed to a revised briefing schedule for
8 Defendants' pending motions to dismiss Plaintiff's Complaint, providing that Plaintiff will file his
9 oppositions on November 3, 2009 and Defendants will file their respective reply briefs on
10 November 10, 2009. The parties are not requesting any change to the November 17, 2009
11 hearing date for these motions. The reason for the revision to the briefing schedule is to
12 accommodate the convenience of the parties.

13 2. Plaintiff and Defendants previously stipulated, pursuant to Local Rule 6-1(b), to
14 an extension of time for Defendants to serve and file their answers or initial responsive pleadings
15 to Plaintiff's Complaint through October 16, 2009. I am not aware of any other previous time
16 modifications in this case.

17 3. The requested time modification should not have any other effect on the case
18 schedule.

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20 I declare under penalty of perjury under the laws of the United States that the foregoing is
21 true.

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23 Executed on October 21, 2009 in San Francisco, California

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Allan Steyer,
Attorney for Plaintiff

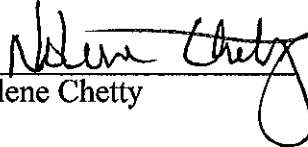
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CERTIFICATE OF SERVICE

I hereby certify that on October 22, 2009, I caused a true copy of Declaration of Allan Steyer in Support of Request for Stipulated Order Revising Briefing Schedule for Motions to Dismiss to be served via the Court's ECF system on all counsel registered for ECF case.

Executed on October 22, 2009 at San Francisco, California.


Nolene Chetty

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