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13 ATTORNEYS FOR PLAINTIFF

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 15 **UNITED STATES DISTRICT COURT**  
 16 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 17

18 CHRISTOPHER KRAMER, individually and on  
 19 behalf of all others similarly situated,

No. 10-cv-02722-CW

20 *Plaintiff,*

**STIPULATION TO EXTEND  
 TIME TO REPLY IN SUPPORT  
 OF PLAINTIFF'S MOTION  
 FOR ATTORNEYS' FEES AND  
 INCENTIVE AWARD**

21 v.

22 AUTOBYTEL, INC., a Delaware corporation,  
 23 and B2MOBILE, LLC, a California limited  
 liability company, and LEADCLICK MEDIA,  
 24 INC., a California corporation,

Honorable Claudia A. Wilken

25 *Defendants.*

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 27  
 28 STIPULATION TO EXTEND  
 REPLY DEADLINE

1 Plaintiff Christopher Kramer and Defendants B2Mobile, LLC and LeadClick Media, Inc.  
2 hereby stipulate as follows:

3 1. On July 18, 2011, Plaintiff filed his Motion for Preliminary Approval of Class  
4 Action Settlement Agreement. (Dkt. 121.)

5 2. On July 29, 2011, this Court granted Plaintiff's Motion for Preliminary Approval  
6 and issued an order setting dates for Plaintiff to file a motion for fee award and incentive award  
7 (December 16, 2011), a date for putative class members to object to the Settlement (December  
8 30, 2011), as well as dates for Plaintiff to file a motion in support of final approval (January 12,  
9 2012). (Dkt. 125.) Additionally, the Court's order set a Final Fairness hearing for January 26,  
10 2012. (Dkt. 125.)

11 3. On December 16, 2011, Plaintiff filed his Motion for Attorney Fees Expenses  
12 and Incentive Award. (Dkt. 127.) As part of the filing, Plaintiff set, through the ECF electronic  
13 filing system, the deadline for any opposition to the Motion for Fees and Incentive Award to  
14 correspond with the objection deadline set by the Court (December 30, 2011), the deadline for  
15 any reply brief to correspond with the deadline to move for final approval set by the Court  
16 (January 12, 2012). (Dkt. 127.)

17 4. Upon filing the Motion for Fees and Incentive Award, however, the Court's ECF  
18 system automatically generated and set January 6, 2012, as the deadline for reply papers.

19 5. On January 5, 2012, two separate filings styled as objections to the Parties'  
20 Settlement Agreement were filed through the Court's electronic filing system. (Dkts. 128 &  
21 129.)

22 6. To the extent that Plaintiff is required to respond to these objections by the  
23 January 6, 2012 reply deadline set by the ECF system, the Parties hereby stipulate to extend  
24 Plaintiff's reply deadline to correspond with the deadline for moving for final approval set by the  
25 Court, or by January 12, 2012. This additional time is necessary for Plaintiff to properly  
26 investigate and prepare an adequate response to the arguments raised by the recently filed  
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28 STIPULATION TO EXTEND  
REPLY DEADLINE

1 objections. Moreover, as Defendants are considering filing papers in support of Plaintiff's  
2 opposition to the objections, Defendants require additional time to consider and review  
3 Plaintiff's potential filings.

4 7. In moving Plaintiff's reply deadline to January 12, 2012, the present date set for  
5 the Final Fairness hearing will not be impacted, and no party will be prejudiced by the requested  
6 extension.

7 **WHEREFORE**, the Parties hereby stipulate and agree, subject to Court approval, that  
8 the deadline for Plaintiff to file any reply in support of the Motion for Fees and Incentive Award,  
9 and address the arguments raised in the objections, shall be extended until January 12, 2012.

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11  
12 Dated: January 5, 2012

EDELSON MCGUIRE LLC  
Attorneys for Plaintiff

13  
14 By:           /s/ Christopher L. Dore            
15 Christopher L. Dore

16 Dated: January 5, 2012

SUMMIT LAW GROUP PLLC  
Attorneys for Defendant B2Mobile, LLC

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18 By:           /s/ Philip S. McCune            
19 Philip S. McCune

20 Dated: January 5, 2012

REED SMITH, LLP  
Attorneys for Defendant LeadClick Media, Inc.

21  
22 By:           /s/ Roxanne Wilson            
23 Roxanne M. Wilson

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28 STIPULATION TO EXTEND  
REPLY DEADLINE

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.  
DATED this 6th day of January 2012.

  
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THE HONORABLE CLAUDIA WILKEN  
UNITED STATES DISTRICT COURT JUDGE

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STIPULATION TO EXTEND  
REPLY DEADLINE