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11 Attorneys for Defendant
 12 GROUPON, INC.
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13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN FRANCISCO DIVISION

17 WILLIAM EIDENMULLER, on Behalf of
 Himself and All Other Similarly Situated
 18 and the General Public,

19 Plaintiff,

20 v.

21 GROUPON, INC., a Delaware
 Corporation,
 22

23 Defendants.
 24
 25
 26
 27
 28

CASE NO. CV 11-0984 (SBA)

**STIPULATION TO EXTEND TIME FOR
 DEFENDANT TO ANSWER OR
 OTHERWISE RESPOND TO THE
 COMPLAINT PURSUANT TO LOCAL
 RULE 6-1(A)**

Judge: Hon. Sandra Brown Armstrong
 Courtroom: 1

1 Plaintiff William Eidenmuller (“Plaintiff”) and Defendant Groupon, Inc. (“Groupon”) by
2 and through their respective attorneys of record, stipulate as follows:

3 1. On or about March 2, 2011, Plaintiff filed a Complaint in this Court against
4 Groupon.

5 2. On or about March 11, 2011, Groupon was served with the Complaint.

6 3. On or about March 11, 2011, plaintiffs in two other actions against Groupon¹ filed
7 with the Judicial Panel on Multidistrict Litigation (“JPML”) a motion to consolidate this case,
8 along with eight other cases pending against Groupon and certain "retailer" defendants in various
9 district courts and involving similar allegations, in the Northern District of California (“MDL
10 Motion”).

11 4. Defendants responded to the MDL Motion on April 4, 2011. Defendants agreed
12 that transfer and coordination or consolidation of the actions was appropriate, but proposed that
13 the appropriate transferee court is the Southern District of California.

14 5. On or about March 30, 2011, Plaintiff and Groupon stipulated to extend the time to
15 respond to the Complaint to May 2, 2011.

16 6. The JPML will hear the MDL Motion on May 16, 2011.

17 7. Extending Groupon’s response date until after the JPML panel rules on the MDL
18 Motion will promote judicial economy, eliminate the potential for conflicting pretrial rulings, and
19 limit unnecessary party expenses and burdens. *Barnes v. Equinox Group, Inc.*, No. C 10-03586
20 LB, 2010 WL 5479624, at *2 (N.D. Cal. Dec. 30, 2010) (granting stay pending the JPML’s
21 decision to transfer the case to “avoid unnecessary expenditure of time and resources [and]
22 potential duplication of efforts[.]”)

23 8. For these reasons, the parties hereby stipulate and agree that Groupon’s time to
24 answer or otherwise respond to the Complaint shall be extended until (i) 45 days after the filing of
25 a Consolidated Amended Complaint or whatever other deadline is set by the transferee court, in
26 the event the JPML grants the MDL Motion, or (ii) 45 days after service of the JPML’s decision

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28 ¹ *Ferreira v. Groupon, Inc.*, No. 11-cv-0132-DMS(POR) (S.D. Cal. filed Jan. 21, 2011) and
Gosling v. Groupon, Inc., No. 11-cv-01038-CRB (N.D. Cal. filed Mar. 4, 2011).

1 on the MDL Motion to consolidate or whatever deadline is set by this Court, in the event the
2 JPML denies the MDL Motion to consolidate.

3 **IT IS SO STIPULATED.**

4
5 Dated: April 18, 2011

DLA PIPER LLP (US)

7 By /s Christopher M. Young

8 SHIRLI F. WEISS
9 PAUL J. HALL
10 CHRISTOPHER M. YOUNG
11 NOAH A. KATSELL
12 Attorneys for Defendant
13 GROUPON, INC.

14
15 Dated: April 18, 2011

BONNETT, FAIRBOURN, FRIEDMAN &
BALINT, P.C.

17 By /s Andrew S. Friedman

18 ANDREW S. FRIEDMAN
19 ELAINE A. RYAN
20 PATRICIA N. SYVERSON
21 Attorneys for Plaintiff
22 WILLIAM EIDENMULLER

23
24 I, Christopher M. Young, attest that concurrence in the filing of this document has been
25 obtained from each of the signatories. I declare under penalty of perjury under the laws of the
26 United States of America that the foregoing is true and correct. Executed on this 18 day of April,
27 2011 at San Diego, California.

28 By: s/Christopher M. Young

CHRISTOPHER M. YOUNG
Attorney for Defendant Groupon, Inc.