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11 Attorneys for Defendant
 12 GROUPON, INC.

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
 18 Situated and the General Public,

19 Plaintiff,

20 v.

21 GROUPON, INC., a Delaware
 Corporation,

22 Defendants.
 23
 24
 25

CASE NO. 4:11-cv-00984 (SBA)

**STIPULATION AND [PROPOSED]
 ORDER FOR CONTINUANCE OF CASE
 MANAGEMENT CONFERENCE AND
 RELATED DATES**

Case Management Conference:

Date: June 22, 2011
 Time: 2:30 p.m. via telephone
 Courtroom: 1
 Judge: Hon. Sandra Brown Armstrong

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

3 1. The initial Case Management Conference in this action is set for June 22, 2011 at
4 2:30 p.m. via telephone.

5 2. Pursuant to the Order Setting Initial Case Management Conference, the deadline to
6 file the Rule 26(f) Report, complete initial disclosures or state objections to initial disclosures in
7 the Rule 26(f) Report, and file the Case Management Conference Statement is June 8, 2011, and
8 the deadline for the parties to meet and confer pursuant to Rule 26(f), file the ADR Certification,
9 and file either a stipulation to ADR Process or Notice of Need for ADR Phone Conference is
10 May 25, 2011.

11 3. On May 16, 2011, the Judicial Panel on Multidistrict Litigation (“JPML”) will
12 hear a motion to consolidate this case, along with other cases pending against Groupon
13 and certain "retailer" defendants in various district courts and involving similar allegations
14 (“MDL Motion”).

15 4. The parties have previously stipulated and agreed to extend Groupon’s time to
16 respond to the complaint until (i) 45 days after the filing of a Consolidated Amended Complaint
17 or whatever other deadline is set by the transferee court, in the event the JPML grants the MDL
18 Motion, or (ii) 45 days after service of the JPML’s decision on the MDL Motion to consolidate or
19 whatever deadline is set by this Court, in the event the JPML denies the MDL Motion to
20 consolidate

21 5. In light of the above, the parties hereby stipulate and request that the Court stay all
22 currently pending dates and deadlines in this matter, including the Case Management Conference
23 currently scheduled for June 22, 2011 at 2:30 p.m., pending the JPML’s decision on the MDL
24 Motion. The parties further request that in the event the JPML denies the MDL Motion, the

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1 Court reset the Case Management Conference for a date no sooner than 45 days after service of
2 the JPML's decision on the MDL Motion.

3 **IT IS SO STIPULATED.**

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5 Dated: April 28, 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 28, 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 TODD D. CARPENTER
22 Attorneys for Plaintiff
23 WILLIAM EIDENMULLER

24
25 I, Christopher M. Young, attest that concurrence in the filing of this document has been
26 obtained from each of the signatories. I declare under penalty of perjury under the laws of the
27 United States of America that the foregoing is true and correct. Executed on this 28th day of
28 April, 2011 at San Diego, California.

By: s/ Christopher M. Young

CHRISTOPHER M. YOUNG
Attorney for Defendant Groupon, Inc.

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ORDER

PURSUANT TO STIPULATION AND GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that all dates and deadlines in this matter are stayed pending the decision of the Judicial Panel on Multidistrict Litigation (“JPML”) on the MDL Motion to consolidate. The Case Management Conference currently scheduled for June 22, 2011 at 2:30 p.m. is taken off calendar, and shall be rescheduled for a date no sooner than 45 days after service of the JPML’s decision on the MDL Motion, in the event the JPML denies the MDL Motion.

IT IS SO ORDERED.

Dated: April __, 2011

The Hon. Sandra Brown Armstrong
U.S. District Court Judge