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9 *Attorneys for Defendants SMART Technologies Inc.,*
 10 *David A. Martin, Nancy L. Knowlton, G.A. Fitch,*
 11 *Salim Nathoo, Arvind Sodhani, and Apax Partners*

12 [Counsel for Additional Parties
 Listed on Signature Page]

13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 OAKLAND DIVISION

16 THOMAS E. HARPER and DIANE KEENE,)
 17 Individually and On Behalf of All Others)
 18 Similarly Situated,)
 19 Plaintiffs,)
 20 vs.)
 21 SMART TECHNOLOGIES, INC., DAVID A.)
 22 MARTIN, NANCY L. KNOWLTON, G.A.)
 23 FITCH, SALIM NATHOO, ARVIND)
 24 SODHANI, INTEL CORPORATION, APAX)
 25 PARTNERS, MORGAN STANLEY & CO.)
 26 INC., DEUTSCHE BANK AG, and RBC)
 27 DOMINION SECURITIES INC,)
 28 Defendants.)

Case No. 11 CV 5232 (SBA)
 Assigned to: Hon. Sandra Brown Armstrong
**STIPULATION EXTENDING TIME FOR
 BRIEFING ON PLAINTIFFS’ MOTION TO
 REMAND AND DEFENDANTS’ MOTION
 TO TRANSFER THIS ACTION OR IN THE
 ALTERNATIVE DISMISS OR STAY THIS
 ACTION AND STRIKE THE CLASS
 ALLEGATIONS**

1 Pursuant to Civil Local Rule 6-1(a), Defendants SMART Technologies Inc., David A.
2 Martin, Nancy L. Knowlton, G.A. Fitch, Salim Nathoo, Arvind Sodhani, Intel Corporation, Apax
3 Partners, Morgan Stanley & Co. LLC (f/k/a Morgan Stanley & Co. Inc.), Deutsche Bank AG, and
4 RBC Dominion Securities Inc. (“Defendants”), and Plaintiffs Thomas E. Harper and Dianne Keene
5 (“Plaintiffs”), by and through their respective counsel of record, hereby submit the following
6 stipulation.

7 WHEREAS, on November 8, 2011, Defendants filed a Motion to Transfer this action or in
8 the alternative Dismiss or Stay this action and Strike the Class Allegations (“Defendants’ Motion”);

9 WHEREAS, Plaintiffs intend to oppose Defendants’ Motion;

10 WHEREAS, on November 9, 2011, Plaintiffs filed a Motion to Remand this action
11 (“Plaintiffs’ Motion”);

12 WHEREAS, Defendants intend to oppose Plaintiffs’ Motion;

13 WHEREAS, the Local Rules for the Northern District of California require that, unless
14 otherwise ordered, Defendants’ Motion would be fully briefed by November 29, 2011 and that
15 Plaintiffs’ Motion would be fully briefed by November 30, 2011;

16 WHEREAS, Plaintiffs and Defendants have conferred about establishing a more flexible
17 schedule for completing briefing on their respective Motions;

18 THEREFORE, Plaintiffs and Defendants, by and through their respective counsel, hereby
19 stipulate as follows:

- 20 1. Plaintiffs and Defendants shall file their respective opposition papers in response to
21 the Motions by December 2, 2011.
- 22 2. Plaintiffs and Defendants shall file their respective reply papers in support of the
23 Motions by December 16, 2011.

24 The requested extension will not alter the date of any event or any deadline already fixed by
25 any Court order.

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DATED: November 18, 2011

SIDLEY AUSTIN LLP

By: /s/ Sara B. Brody
Sara B. Brody

Attorneys for Defendants SMART
TECHNOLOGIES INC., DAVID A. MARTIN,
NANCY L. KNOWLTON, G.A. FITCH,
SALIM NATHOO, ARVIND SODHANI, and
APAX PARTNERS

DATED: November 18, 2011

GIBSON, DUNN & CRUTCHER LLP

By: /s/ Paul J. Collins
Paul J. Collins

Attorneys for Defendant
INTEL CORPORATION

DATED: November 18, 2011

MILBANK, TWEED, HADLEY
& MCCLOY LLP

By: /s/ Jerry L. Marks
Jerry L. Marks

Attorneys for Defendants MORGAN
STANLEY & CO. INC., DEUTSCHE BANK
SECURITIES, INC., and RBC DOMINION
SECURITIES

DATED: November 18, 2011

SCOTT & SCOTT LLP

By: /s/ Anne L. Box
Anne L. Box

Attorneys for Plaintiffs
THOMAS E. HARPER and DIANNE KEENE

