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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE: NATIONAL COLLEGIATE
ATHLETIC ASSOCIATION ATHLETIC
GRANT-IN-AID CAP ANTITRUST
LITIGATION

Case No. 4:14-md-02541-CW (NC)
Case No. 4:14-cv-02758-CW (NC)

STIPULATION AND ORDER TO CONTINUE
HEARING FOR UNOPPOSED MOTION FOR
LEAVE TO INTERVENE OF ESPN, INC., ESPN
ENTERPRISES, INC., AND AMERICAN
BROADCASTING COMPANIES, INC.

THIS DOCUMENT RELATES TO:

ALL ACTIONS

1 WHEREAS, on January 4, 2016, Consolidated Plaintiffs and *Jenkins* Plaintiffs (“Plaintiffs”),
2 and defendants Atlantic Coast Conference, The Big Ten Conference, Inc., the Big 12 Conference,
3 Inc., Pac-12 Conference, and Southeastern Conference (“Conference Defendants”) filed a Joint
4 Statement re Plaintiffs’ Motion to Compel Financial Records and Data;

5 WHEREAS, on January 5, 2016, non-parties ESPN, Inc. ESPN Enterprises, Inc., and
6 American Broadcast Companies, Inc. (“ESPN/ABC”) filed a Notice of Motion and Motion for
7 Leave to Intervene for Limited Purpose of Opposing Plaintiffs’ Motion to Compel Financial Records
8 and Data;

9 WHEREAS, on January 5, 2016, non-parties Fox Broadcasting Company, Fox Cable
10 Networks, Inc., and Fox International Channels (“Fox Networks”) filed a Notice of Motion and
11 Motion to Intervene for Purposes of Opposing a Motion to Compel Production of Irrelevant
12 Documents Containing Non-Parties’ Trade Secrets and Highly Confidential Business Information;

13 WHEREAS, on January 8, 2016, non-party CBS Broadcasting Inc. (“CBS”) filed a Notice of
14 Motion and Motion to Intervene for the Limited Purpose of Opposing Plaintiffs’ Motion to Compel
15 Production of Documents Containing Non-Parties’ Highly Confidential Business Information;

16 WHEREAS, on January 6, 2016, Plaintiffs filed a Statement of Non-Opposition to Motion
17 for Leave to Intervene of Non-Parties ESPN/ABC;

18 WHEREAS, on January 6, 2016, Plaintiffs filed a Statement of Non-Opposition to Motion
19 for Leave to Intervene of Non-Parties the Fox Networks;

20 WHEREAS, on January 8, 2016, Plaintiffs filed a Statement of Non-Opposition to Motion
21 for Leave to Intervene of Non-Party CBS Broadcasting Inc.;

22 WHEREAS, on January 8, 2016, Defendants Atlantic Coast Conference, The Big Ten
23 Conference, Inc., The Big Twelve Conference, Inc., Pac-12 Conference, and Southeastern
24 Conference (“Conference Defendants”) filed a Response to Plaintiffs’ Statement of Non-Opposition
25 to Motion for Leave to Intervene of Non-Parties ESPN, Inc., ESPN Enterprises, Inc. and American
26 Broadcasting Companies, Inc.;

1 WHEREAS, the hearing on ESPN/ABC's Motion for Leave to Intervene is scheduled for
2 February 10, 2016;

3 WHEREAS, the hearing on the Fox Networks' Motion to Intervene is scheduled for February
4 17, 2016;

5 WHEREAS, the hearing on CBS's Motion to Intervene is scheduled for February 17, 2016;

6 WHEREAS, after the hearing on ESPN/ABC's Motion for Leave to Intervene was scheduled
7 for February 10, 2016, the California Court of Appeal scheduled for February 10, 2016 oral
8 argument in an unrelated litigation in which lead counsel for Pac-12 Conference is counsel, and will
9 argue the appeal;

10 WHEREAS, the parties have not previously stipulated to continue the hearing on
11 ESPN/ABC's Motion for Leave to Intervene; and

12 WHEREAS, the February 10, 2016 hearing date was not reserved with or specially set by the
13 Judge;

14 WHEREAS, all of the above motions to intervene are unopposed by plaintiffs and all other
15 parties;

16 THEREFORE, as a convenience to the Court and all of the parties, and to accommodate
17 Pac-12 Conference counsel's calendar conflict, Plaintiffs, Conference Defendants, and ESPN/ABC
18 hereby stipulate to continue the hearing on ESPN/ABC's Motion for Leave to Intervene set for
19 February 10, 2016 to February 17, 2016 at 1:00 p.m.

1 Dated: January 29, 2016

Respectfully submitted,

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ESPN Enterprises, Inc., and American
Broadcasting Companies, Inc.*

13
14 **ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)**

15 Pursuant to Civil Local Rule 5-1(i)(3), the filer of this document attests that concurrence in
16 the filing of this document has been obtained from the signatories above.

17
18 /s/ Scott P. Cooper
SCOTT P. COOPER

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20 SO ORDERED.

21 Dated: January 29, 2016

22 The Honorable Nathanael G. Cousins
United States District Judge

