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10 Attorneys for Defendants
 11 *Impax Laboratories, LLC, Carole Ben-Maimon,*
 12 *Larry Hsu, Bryan M. Reasons, and George*
Frederick Wilkinson

13 *Additional Counsel on Signature Page*

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

18 GREG FLEMING, Individually and on
 Behalf of All Others Similarly Situated,
 19 Plaintiff,
 20 v.
 21 IMPAX LABORATORIES, INC., et al.,
 22 Defendants,

CASE NO. 4:16-cv-06557-HSG
CLASS ACTION

**STIPULATION AND ORDER
 CONTINUING DEADLINES FOR
 REPLIES IN SUPPORT OF MOTION TO
 INTERVENE AND MOTION TO DISMISS**

1 **WHEREAS**, this is a putative securities class action filed by Lead Plaintiff New York
2 Hotel Trades Council & Hotel Association of New York City, Inc. Pension Fund against
3 Defendants Impax Laboratories, LLC (formerly known as Impax Laboratories, Inc.)¹, George
4 Frederick Wilkinson, Larry Hsu, Bryan M. Reasons, and Carole Ben-Maimon (collectively,
5 “Defendants” and, together with Lead Plaintiff, the “Parties”);

6 **WHEREAS**, on April 1, 2021, this action was remanded from the Ninth Circuit;

7 **WHEREAS**, on April 5, 2021, Lead Plaintiff and putative intervenor Sheet Metal
8 Workers’ Pension Plan of Southern California, Arizona & Nevada (“Sheet Metal Workers’ Fund”)
9 jointly moved to allow Sheet Metal Workers’ Fund to intervene as an additional named plaintiff
10 to represent the class (Dkt. No. 93);

11 **WHEREAS**, on April 19, 2021, Defendants filed a motion to dismiss the Second Amended
12 Complaint (Dkt. No. 96);

13 **WHEREAS**, on April 20, 2021, the Court held a case management conference;

14 **WHEREAS**, On April 22, 2021, the Court entered an Order Setting Briefing Schedule and
15 Hearing for the Motion to Intervene and Motion to Dismiss (Dkt. No. 98). Pursuant to the Parties’
16 Proposed Schedule, (Dkt. No. 95), the Court set May 31, 2021 as the deadline for Lead Plaintiff
17 and Sheet Metal Workers’ Fund to file a reply in support of Sheet Metal Workers’ Fund’s motion
18 to intervene, and Defendants to file a reply in support of their motion to dismiss;

19 **WHEREAS**, given that May 31, 2021 is a federal holiday, the parties respectfully submit
20 that good cause exists to move the deadline for these replies to Tuesday, June 1, 2021;

21 **IT IS ACCORDINGLY STIPULATED**, by and between the undersigned counsel for the
22 Parties, that:

23 1. Lead Plaintiff and Sheet Metal Workers’ Fund shall file any reply in support of
24 Sheet Metal Workers’ Fund’s motion to intervene, and Defendants shall file any reply in support
25 of their motion to dismiss, on or before June 1, 2021.

26
27 _____
28 ¹ As described further in Impax’s Amended Certification of Interested Entities, ECF No. 70,
Impax is now a wholly-owned subsidiary of Amneal Pharmaceuticals LLC.

1 Dated: May 25, 2021

Respectfully submitted,

2 **LATHAM & WATKINS LLP**

3
4 By: /s/ Peter A. Wald

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13 *Counsel for Defendants Impax Laboratories,*
14 *LLC, Carole Ben-Maimon, Larry Hsu, Bryan M.*
15 *Reasons, and George Frederick Wilkinson.*

16 DATED: May 25, 2021

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17 By: /s/ Erika Oliver

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Lead Counsel for Plaintiff

SIGNATURE ATTESTATION

I am the ECF User whose identification and password are being used to file the foregoing Stipulation. Pursuant to L.R 5-1(i)(3) regarding signatures, I, Peter A. Wald, attest that concurrence in the filing of this document has been obtained.

DATED: May 25, 2021

/s/ Peter A. Wald
Peter A. Wald (Bar No. 85705)

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PURSUANT TO THE FOREGOING STIPULATION, IT IS SO ORDERED.

DATED: 5/26/2021



Hon. Haywood S. Gilliam, Jr.
United States District Judge