

1 JORDAN ETH (CA SBN 121617)
 JEth@mofocom
 2 MARK R.S. FOSTER (CA SBN 2236822)
 MFoster@mofocom
 3 AMANDA TRELEAVEN (CA SBN 266934)
 ATreleaven@mofocom
 4 SU-HAN WANG (CA SBN 284863)
 SWang@mofocom
 5 MORRISON & FOERSTER LLP
 425 Market Street
 6 San Francisco, California 94105-2482
 Telephone: (415) 268-7000
 7 Facsimile: (415) 268-7522

8 ERIK J. OLSON (CA SBN 175815)
 EJOlson@mofocom
 9 MORRISON & FOERSTER LLP
 755 Page Mill Road
 10 Palo Alto, California 94304-1018
 Telephone: (650) 813-5600
 11 Facsimile: (650) 494-0792

12 *Attorneys for Defendants*
 13 RH, GARY FRIEDMAN, and KAREN BOONE

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

17
 18
 19
 20 IN RE RH, INC. SECURITIES LITIGATION

Case No. 4:17-cv-00554-YGR

CLASS ACTION

**STIPULATED PRELIMINARY
 APPROVAL SCHEDULE AND
~~PROPOSED~~ ORDER**

21
 22
 23
 24
 25
 26
 27
 28

1 In accordance with Local Rule 7-12, Lead Plaintiffs Public School Teachers' Pension &
2 Retirement Fund of Chicago and Arkansas Teacher Retirement System ("Lead Plaintiffs") and
3 Defendants RH, Gary Friedman, and Karen Boone ("Defendants" and collectively with Lead
4 Plaintiffs, the "Parties"), by and through their undersigned counsel, submit the following stipulation
5 and proposed order:

6 WHEREAS, on March 1, 2019, the Parties participated in an all-day mediation before the
7 former United States District Judge Layn R. Phillips and thereafter engaged in further settlement
8 negotiations culminating in an agreement in principle to a class-wide settlement, the basic terms of
9 which are set forth in a fully executed Memorandum of Understanding dated March 21, 2019;

10 WHEREAS, the proposed settlement, if approved by the Court, will fully resolve all
11 pending claims in the action;

12 NOW, THEREFORE, the Parties hereby stipulate and agree as follows, and respectfully
13 request that the Court enter the [Proposed] Order:

- 14 1. All pending deadlines shall be vacated;
 - 15 2. Lead Plaintiffs shall file a motion for preliminary approval of the proposed
16 settlement on or before May 6, 2019;
 - 17 3. Any opposition to the motion for preliminary approval shall be filed on or before
18 May 20, 2019;
 - 19 4. Lead Plaintiffs' reply in support of preliminary approval shall be filed on or before
20 May 27, 2019;
 - 21 5. Lead Plaintiffs shall notice the hearing on their motion for preliminary approval
22 for June 18, 2019 at 2:00 p.m.
- 23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: March 25, 2019

MORRISON & FOERSTER LLP

By: /s/ Mark R.S. Foster
Mark R.S. Foster

Attorneys for Defendants
RH, Gary Friedman, and Karen Boone

Dated: March 25, 2019

BERNSTEIN LITOWITZ BERGER
& GROSSMANN LLP

By: /s/ Jonathan D. Uslaner
Jonathan D. Uslaner

Attorneys for Lead Plaintiffs Public School
Teachers' Pension & Retirement Fund of
Chicago and Arkansas Teacher Retirement
System and Lead Counsel for the Class

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: March 27, 2019



HONORABLE YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT JUDGE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ATTESTATION (CIVIL LOCAL RULE 5-1(i)(3))

In accordance with Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained from the signatories.

Dated: March 25, 2019

MORRISON & FOERSTER LLP

/s/ Mark R.S. Foster
Mark R.S. Foster