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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IRVING FIREMEN'S RELIEF &)	Case No. 4:17-cv-05558-HSG
RETIREMENT FUND, Individually and on)	
Behalf of All Others Similarly Situated,)	<u>CLASS ACTION</u>
)	
Plaintiff,)	STIPULATION EXTENDING TIME AND
)	ORDER
vs.)	
)	
UBER TECHNOLOGIES INC., et al.,)	
)	
Defendants.)	
_____)	

1 Plaintiff Irving Firemen's Relief & Retirement Fund ("Plaintiff") and Defendants Uber
2 Technologies, Inc. and Travis Kalanick (collectively, "Defendants"), by and through their
3 undersigned counsel, hereby stipulate as follows:

4 WHEREAS, on December 22, 2017, Plaintiff filed its First Amended Complaint (the
5 "FAC");

6 WHEREAS, by order dated August 31, 2018 (ECF No. 127), the Court dismissed the FAC
7 and provided Plaintiff 28 days to file a second amended complaint (the "SAC"), or until September
8 28, 2018;

9 WHEREAS, due to the current time period to amend and counsel's other conflicting
10 deadlines, Plaintiff requires additional time to draft its SAC, and Defendants require additional time
11 to respond to the SAC;

12 WHEREAS, the parties have negotiated a schedule for Plaintiff to file its SAC, for any
13 responsive pleading to the SAC and a briefing schedule in the event that Defendants move to dismiss
14 the SAC;

15 WHEREAS, other than the deadline for Plaintiff's SAC, the parties' negotiated schedule will
16 not affect or alter the date of any event or deadline already fixed by Court order or otherwise affect
17 the schedule of the case, as discovery has been stayed (ECF No. 127) and there are no other events
18 or deadlines currently scheduled;

19 WHEREAS, on three prior occasions, the parties have stipulated to extending Defendants'
20 time to respond to the Complaint and FAC and to extended briefing schedules on Defendants'
21 motions to dismiss the Complaint and FAC (ECF Nos. 11, 18, 48);

22 WHEREAS, the Court previously granted each of these stipulations (ECF Nos. 12, 19, 49);

23 WHEREAS, other than these three prior occasions, there have been no other time
24 modifications in the case.

25 IT IS HEREBY STIPULATED AND AGREED, by and between the parties, through their
26 undersigned counsel and subject to this Court's approval:

27 1. Plaintiff's deadline to file its SAC is extended through and including October 17,
28 2018.

2. Defendants' deadline to answer or otherwise respond to Plaintiff's SAC is extended
through and including November 16, 2018.

3. If Defendants move to dismiss, Plaintiff may respond by December 17, 2018, and
Defendants may reply by January 8, 2019.

1 IT IS SO STIPULATED.

2 DATED: September 5, 2018

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17 DATED: September 5, 2018

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25 DATED: September 5, 2018

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9 Attorneys for Defendant Travis Kalanick

10 **CERTIFICATE PURSUANT TO LOCAL RULE 5-1(I)(3)**

11 I, LUKE O. BROOKS, am the ECF User whose identification and password are being used
12 to file the Stipulation Extending Time and [Proposed] Order. In compliance with Local Rule 5-
13 1(i)(3), I hereby attest that NATHANIEL LIPANOVICH and JAMES N. KRAMER have concurred
14 in this filing.


15 s/ LUKE O. BROOKS
16 LUKE O. BROOKS

17 * * *

18 **ORDER**

19 Pursuant to the Stipulation, IT IS SO ORDERED.

20 DATED: September 6, 2018

21 
22 THE HON. HAYWOOD S. GILLIAM, JR.
23 UNITED STATES DISTRICT JUDGE
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