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13 Attorneys for Plaintiff

14 UNITED STATES DISTRICT COURT
 15
 16 NORTHERN DISTRICT OF CALIFORNIA

17 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 AND ORDER TO
)	CONTINUE HEARING DATE ON
vs.)	DEFENDANTS' MOTIONS TO DISMISS
)	
20 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” and, together with Plaintiff, the
3 “Parties”), by and through their undersigned counsel, hereby stipulate, subject to Court approval, to
4 continue the motion hearing date on Defendants’ Motions to Dismiss (ECF Nos. 139, 141)
5 (collectively, “Motions”) to May 2, 2019 (or May 1, 2019, if the Court prefers a Wednesday hearing
6 date), and as grounds therefor state as follows:

7 1. Defendants filed their Motions on November 16, 2018, and pursuant to the Parties’
8 prior stipulation and Court order, the hearing was set for April 11, 2019 (ECF Nos. 156, 157).

9 2. On April 9, 2019, the Court *sua sponte* rescheduled and specially set the hearing on
10 Defendants’ Motions for Wednesday, April 17, 2019 (ECF No. 165).

11 3. One of the Lead Counsel for Plaintiff, who will participate in the presentation of the
12 argument, will be out of the country on April 17, 2019 and is unavailable to appear at the
13 rescheduled hearing. In addition, the other Lead Counsel for Plaintiff, who will present the
14 argument, has a dispositive motion hearing in another matter previously set for April 25, 2019.

15 4. The Parties have met and conferred and mutually agree to continue the hearing date to
16 May 2, 2019, the next available date on the Court’s calendar on which counsel for the Parties can
17 attend. All counsel are also available on May 1, 2019. Counsel for Plaintiff and Defendant Uber
18 Technologies, Inc. discussed potentially available hearing dates with the Calendar Clerk and
19 Courtroom Deputy, who advised that May 2 was a potentially available date for the Court (subject to
20 Court approval).

21 5. The change in hearing date will not alter the date of any event or any deadline already
22 fixed by Court order, other than the April 17, 2019 hearing.

23 6. The Parties have previously stipulated to continue the hearing date on the Motions on
24 one occasion, which the Court granted (ECF Nos. 156, 157).

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Counsel for Defendant Uber Technologies, Inc.

DATED: April 10, 2019

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Counsel for Defendant Travis Kalanick

CERTIFICATE PURSUANT TO LOCAL RULE 5-1(i)(3)

I, LUKE O. BROOKS, am the ECF user whose identification and password are being used to
file the STIPULATION AND [PROPOSED] ORDER TO CONTINUE HEARING DATE ON

1 DEFENDANTS' MOTIONS TO DISMISS. In compliance with Civil Local Rule 5-1(i)(3), I hereby
2 attest that A. MATTHEW ASHLEY and WALTER F. BROWN have concurred in this filing.

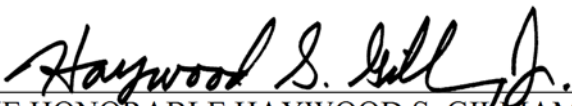
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4 s/ LUKE O. BROOKS
LUKE O. BROOKS

5 * * *

6 **ORDER**

7 Pursuant to stipulation, IT IS SO ORDERED. The hearings on Defendants' Motions will be
8 heard on May 2, 2019 at 2:00 p.m.

9 DATED: April 10, 2019

10 
11 THE HONORABLE HAYWOOD S. GILLIAM, JR.
12 UNITED STATES DISTRICT JUDGE
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