

1 Michael R. Hogue (SBN 272083)  
 2 [hoguem@gtlaw.com](mailto:hoguem@gtlaw.com)  
 3 GREENBERG TRAUERIG, LLP  
 4 4 Embarcadero Center, Suite 3000  
 5 San Francisco, CA 94111  
 6 Telephone: (415) 655-1300  
 7 Facsimile: (415) 707-2010

8 Robert Horowitz  
 9 [horowitzr@gtlaw.com](mailto:horowitzr@gtlaw.com)  
 10 MetLife Building  
 11 200 Park Avenue  
 12 New York, NY 10166  
 13 Telephone: (212) 801-9200  
 14 Facsimile: (212) 801-6400  
 15 (*pro hac vice*)  
 16 Attorneys for Defendants  
 17 Aqua Metals, Inc.,  
 18 Thomas Murphy, and  
 19 Selwyn Mould

20 Steven M. Schatz, State Bar No. 118356  
 21 Boris Feldman, State Bar No. 128838  
 22 Dylan G. Savage, State Bar No. 310452  
 23 WILSON SONSINI GOODRICH & ROSATI  
 24 650 Page Mill Road  
 25 Palo Alto, CA 94304-1050  
 26 Telephone: (650) 493-9300  
 27 Facsimile: (650) 565-5100  
 28 Email: [sschatz@wsgr.com](mailto:sschatz@wsgr.com)  
       [boris.feldman@wsgr.com](mailto:boris.feldman@wsgr.com)  
       [dsavage@wsgr.com](mailto:dsavage@wsgr.com)  
 Attorneys for Defendant  
 Stephen R. Clarke

Nicole Lavallee (SBN 165755)  
[nlavallee@bermantabacco.com](mailto:nlavallee@bermantabacco.com)  
 Kristin J. Moody (SBN 206326)  
[kmoody@bermantabacco.com](mailto:kmoody@bermantabacco.com)  
 A. Chowning Poppler (SBN 272870)  
[cpoppler@bermantabacco.com](mailto:cpoppler@bermantabacco.com)  
 BERMAN TABACCO  
 44 Montgomery Street, Suite 650  
 San Francisco, CA 94104  
 Telephone: (415) 433-3200

Counsel for the PLYMOUTH COUNTY  
 GROUP and Co-Lead Counsel for the  
 Class

[Additional Counsel on Signature Page]

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

In Re Aqua Metals, Inc. Securities Litigation

Lead Case No. 4:17-CV-07142-HSG

**CLASS ACTION**

**STIPULATION AND ~~PROPOSED~~  
 ORDER TO EXCEED PAGE LIMITS FOR  
 MOTION TO DISMISS AMENDED  
 CONSOLIDATED COMPLAINT**

1           WHEREAS, on September 20, 2019, Plaintiffs filed their Amended Consolidated  
2 Complaint for Violation of Securities Laws (“Amended Complaint”) [Doc. 119]. The Amended  
3 Complaint, excluding exhibits, is 205 pages long and contained 550 paragraphs of allegations. *Id.*

4           WHEREAS, on September 27, 2019, counsel for Defendants contacted counsel for  
5 Plaintiffs to discuss a stipulation as to briefing schedule as to Defendants’ anticipated motion to  
6 dismiss the Amended Complaint (“Motion”) as well as setting appropriate page limits for briefing  
7 given the size and nature of the Amended Complaint and the fact that Defendant Stephen R. Clarke  
8 had separate counsel from the other Defendants.

9           WHEREAS, pursuant to those discussions, the parties reached an agreement and  
10 submitted a motion for administrative relief on October 7, 2019 [Doc. 120]. On October 8,  
11 2019, the Court denied the motion [Doc. 121], but entered an order on October 9, 2019  
12 setting a separate briefing schedule [Doc. 122].

13           WHEREAS, in light of the Court’s order, on October 9, 2019, counsel for all  
14 parties further conferred on page limits and agreed that Defendants would be permitted 40  
15 total pages for their briefs in support of the anticipated Motions to Dismiss, to be divided  
16 amongst Defendants in their discretion, and that Plaintiffs would be similarly permitted 40  
17 pages for their brief in response. Defendants proposed these page limits in the interests of  
18 judicial economy, recognizing that Defendants would otherwise be entitled to two 25-page  
19 motions to dismiss due to being represented by separate counsel.

20           IT IS HEREBY STIPULATED AND AGREED, by and among the undersigned, that:

- 21           1. The page limit imposed by Local Rule 7-4(b) with respect to Defendants’ anticipated  
22           Motions is extended to forty (40) total pages, to be divided between Defendants at their  
23           discretion.
- 24           2. The page limit imposed by Local Rule 7-4(b) with respect to Plaintiffs’ response to  
25           Defendants’ anticipated Motions is extended to forty (40) pages.

1 IT IS SO STIPULATED.

2 DATED: October 10, 2019

**BERMAN TABACCO**

3 By: /s/ Nicole Lavallee  
4 Nicole Lavallee

5 Kristin J. Moody  
6 A. Chowning Poppler  
7 44 Montgomery Street, Suite 650  
8 San Francisco, CA 94104  
9 Telephone: (415) 433-3200  
10 Facsimile: (415) 433-6382  
11 Email: [nlavallee@bermantabacco.com](mailto:nlavallee@bermantabacco.com)  
12 [kmoody@bermantabacco.com](mailto:kmoody@bermantabacco.com)  
13 [cpoppler@bermantabacco.com](mailto:cpoppler@bermantabacco.com)

14 Leslie R. Stern  
15 **BERMAN TABACCO**  
16 One Liberty Square  
17 Boston, MA 02109  
18 Telephone: (617) 542-8300  
19 Facsimile: (617) 542-1194  
20 Email: [lstern@bermantabacco.com](mailto:lstern@bermantabacco.com)

21 Shannon L. Hopkins  
22 Nancy A. Kulesa  
23 Stephanie A. Bartone  
24 **LEVI & KORSINSKY, LLP**  
25 1111 Summer Street, Suite 403  
26 Stamford, CT 06901  
27 Telephone: (203) 992-4523  
28 Facsimile: (212) 363-7171  
Email: [shopkins@zlk.com](mailto:shopkins@zlk.com)  
[nkulesas@zlk.com](mailto:nkulesas@zlk.com)  
[sbartone@zlk.com](mailto:sbartone@zlk.com)

Rosemary M. Rivas  
**LEVI & KORSINSKY, LLP**  
44 Montgomery Street, Suite 650  
San Francisco, CA 94104  
Telephone: (415) 291-2420  
Facsimile: (415) 484-1294  
Email: [rrivas@zlk.com](mailto:rrivas@zlk.com)

*Counsel for the Plymouth County Group and  
Co-Lead Counsel for the Class*

1 DATED: October 10, 2019

**GREENBERG TRAURIG, LLP**

2  
3 By: /s/ Michael R. Hogue

4 Michael R. Hogue  
5 4 Embarcadero Center, Suite 3000  
6 San Francisco, CA 94111  
7 Telephone: (415) 655-1300  
8 Facsimile: (415) 707-2010  
9 Email: [davidsonds@gtlaw.com](mailto:davidsonds@gtlaw.com)  
10 [hoguem@gtlaw.com](mailto:hoguem@gtlaw.com)

11 Robert Horowitz  
12 MetLife Building  
13 200 Park Avenue  
14 New York, NY 10166  
15 Telephone: (212) 801-9200  
16 Facsimile: (212) 801-6400  
17 Email: [horowitzr@gtlaw.com](mailto:horowitzr@gtlaw.com)  
18 (*pro hac vice*)

19 *Counsel for Defendants Aqua Metals, Inc.,*  
20 *Thomas Murphy, and Selwyn Mould*

21 DATED: October 10, 2019

**WILSON SONSINI GOODRICH & ROSATI**

22 By: /s/ Steven M. Schatz  
23 Steven M. Schatz

24 Steven M. Schatz, State Bar No. 118356  
25 Boris Feldman, State Bar No. 128838  
26 Dylan G. Savage, State Bar No. 310452  
27 WILSON SONSINI GOODRICH & ROSATI  
28 650 Page Mill Road  
Palo Alto, CA 94304-1050  
Telephone: (650) 493-9300  
Facsimile: (650) 565-5100  
Email: [sschatz@wsgr.com](mailto:sschatz@wsgr.com)  
[boris.feldman@wsgr.com](mailto:boris.feldman@wsgr.com)  
[dsavage@wsgr.com](mailto:dsavage@wsgr.com)

*Attorneys for Defendant*  
*Stephen R. Clarke*

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3  
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Pursuant to Civil L.R. 5-1(i)(3), I hereby attest that all other signatories to this document have concurred in its filing.

By: /s/ Michael R. Hogue

PURSUANT TO STIPULATION, IT IS SO ORDERED:

DATED: October 11, 2019

  
Haywood S. Gilliam, Jr.  
UNITED STATES DISTRICT  
COURT JUDGE