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18 **UNITED STATES DISTRICT COURT**
19 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
20 **OAKLAND DIVISION**

21 In Re NVIDIA CORPORATION SECURITIES
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Case No. 4:18-cv-07669-HSG
CLASS ACTION

**STIPULATION AND [~~PROPOSED~~] ORDER
SETTING SCHEDULE FOR FILING OF
RESPONSE TO DEFENDANTS' MOTION
TO STRIKE**

Judge: Hon. Haywood S. Gilliam, Jr.
Courtroom: 2

1 This Stipulation is entered into by and between Lead Plaintiffs E. Öhman J:Or Fonder AB (“Öhman
2 Fonder”) (“Öhman Fonder”) and Stichting Pensionenfonds PGB (“PGB,” and with Öhman Fonder, “Lead
3 Plaintiffs”) and Defendants NVIDIA Corporation (“NVIDIA”), NVIDIA’s President and Chief Executive
4 Officer, Jensen Huang, NVIDIA’s Executive Vice President and Chief Financial Officer, Collette Kress,
5 and NVIDIA Senior Vice President, Jeff Fisher (collectively, “Defendants”) (together with Lead Plaintiffs,
6 the “Parties”).

7 **WHEREAS**, on March 16, 2020, the Court issued an order granting in part and denying in part
8 Defendants’ motion to dismiss the Consolidated Class Action Complaint (“CAC”), with leave to amend;

9 **WHEREAS**, the Parties submitted a Stipulation and Proposed Order Setting Schedule for Filing
10 of the Amended Complaint and Answer or Other Response to the Amended Complaint on March 24, 2020;

11 **WHEREAS**, the Court granted the Parties’ Stipulation on March 25, 2020, ordering the Amended
12 Complaint to be due by May 13, 2020; Answer and Motions due by June 29, 2020; Responses due by
13 August 13, 2020; Replies due by September 14, 2020; and Motion Hearing set for October 15, 2020;

14 **WHEREAS**, Lead Plaintiffs filed the Amended Complaint on May 13, 2020;

15 **WHEREAS**, Defendants filed the Motion to Dismiss Plaintiffs’ Amended Complaint, the Motion
16 to Strike Certain Allegations in Plaintiffs’ Amended Complaint, and the Request for Judicial Notice on
17 June 29, 2020;

18 **WHEREAS**, on June 30, 2020, the Parties met and conferred regarding a schedule for Lead
19 Plaintiffs’ filing of a response to Defendants’ Motion to Strike and any corresponding reply or responsive
20 motion thereto; and

21 **WHEREAS**, the Parties agree that the response to Defendants’ Motion to Strike and any
22 corresponding reply or responsive motion thereto should follow the same previously stipulated schedule
23 as the response to the Motion to Dismiss and any corresponding reply or responsive motion thereto;

24 **THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by and between the Parties,
25 through their undersigned counsel, as follows:

26 1. Lead Plaintiffs shall file and serve a response to Defendants’ Motion to Strike on or before
27 August 13, 2020.

28

2. Defendants shall reply or otherwise respond to Lead Plaintiffs' response to the Motion to Strike on or before September 14, 2020.

3. Any hearing on the Motion to Strike shall be conducted at 2:00 p.m. on October 15, 2020, or at the Court's convenience any time thereafter.

Dated: July 3, 2020

Respectfully submitted,

**KESSLER TOPAZ
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/s/ Jennifer L. Joost

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Dated: July 3, 2020

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*Attorneys for Defendants
NVIDIA Corporation, Jensen Huang, Colette Kress and
Jeff Fisher*

ATTESTATION OF CONCURRENCE IN FILING

Pursuant to the United States District Court for the Northern District of California, Civil L.R. 5-1(i)(3), I hereby attest that the concurrence to the filing of the foregoing document has been obtained from each of the other signatories.

Dated: July 3, 2020

/s/ Jennifer L. Joost
JENNIFER L. JOOST

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED that:


1. Lead Plaintiffs shall file and serve a response to Defendants' Motion to Strike on or before August 13, 2020.

2. Defendants shall reply or otherwise respond to Lead Plaintiffs' response to the Motion to Strike on or before September 14, 2020.

3. Subject to any further order of the Court, the Motion to Strike shall be noticed for hearing as part of the Court's regular law and motion calendar on Thursday, October 15, 2020, at 2:00 p.m.

IT IS SO ORDERED.

Dated: 7/7/2020


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

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