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Bankruptcy Counsel for Securities Lead Plaintiff-Appellant PERA and the Class

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

In re: PG&E CORPORATION and
PACIFIC GAS AND ELECTRIC
COMPANY,

Debtors.

**No. 20-CV-04567 HSG
STIPULATION AND
ORDER ENLARGING TIME
TO FILE AND WORD COUNT
OF SECURITIES
PLAINTIFFS-APPELLANTS'
REPLY BRIEF**

On Appeal from the United States
Bankruptcy Court for the Northern
District of California, Chapter 11
Case No. 19-30088 (DM) (Lead
Case) (Jointly Administered)

1 WHEREAS:

2 Public Employees Retirement Association of New Mexico (“PERA”), York
3 County on behalf of the County of York Retirement Fund, City of Warren Police
4 and Fire Retirement System, and Mid-Jersey Trucking Industry & Local No. 701
5 Pension Fund (collectively, “Securities Plaintiffs-Appellants” or “Securities
6 Plaintiffs”), commenced this bankruptcy appeal on July 2, 2020;

7 On September 3, 2020, Securities Plaintiffs filed a principal brief together
8 with a multi-volume appendix (ECF Nos. 4-10);

9 On October 5, 2020, Debtors-Appellees PG&E Corporation and Pacific Gas
10 and Electric Company filed a brief and an appendix (ECF No. 14);

11 On October 5, 2020, Appellee Official Committee of Tort Claimants
12 (“TCC”) filed a brief and an appendix (ECF Nos. 12-13);

13 Securities Plaintiffs currently have until October 19, 2020 to file a reply
14 brief in further support of this appeal;

15 Because Securities Plaintiffs are replying to appellee briefs of about 23,300
16 words in length combined, Securities Plaintiffs seek an additional seven (7) days,
17 to October 26, 2020, in which to file their reply brief;

18 Similarly, because Securities Plaintiffs are filing a single brief in reply to
19 two appellee briefs, Securities Plaintiffs seek permission to file a reply brief
20 containing an additional 1,400 words, or a total of 7,900 words, consistent with
21 Ninth Circuit Rules 28-5 and 32-2(b);

22 This is the first request for an enlargement of time in this appeal;

23 This is the first request to file a brief exceeding the usual word-count
24 limitation; and

25 Securities Plaintiffs believe the requested enlargement of time will have a
26 negligible, if any, impact on the timeframe for the resolution of this appeal because
27 there is no schedule in place beyond the filing date for reply briefs, and no
28 argument date has been set;

1 IT IS HEREBY STIPULATED AND AGREED, pursuant to Rules 8015(f)
2 and 9006(b) of the Federal Rules of Bankruptcy Procedure and Bankruptcy Local
3 Rule 9006-1(c), as made applicable to this appeal by Civil Local Rule 16-4, by and
4 among Securities Plaintiffs-Appellants, Debtors-Appellees, and Appellee TCC,
5 through their counsel of record, that:

6 1. Securities Plaintiffs-Appellants shall have an additional seven (7)
7 days, through and including October 26, 2020, to file their reply brief in this
8 bankruptcy appeal.

9 2. Securities Plaintiffs-Appellants shall have permission to file a reply
10 brief containing no more than 7,900 words, excluding the items listed in
11 Bankruptcy Rule 8015(g).

12
13 Dated: October 13, 2020

Respectfully submitted,

LABATON SUCHAROW LLP

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15 By: /s/ David J. Goldsmith

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Dated: October 13, 2020

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Dated: October 13, 2020

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E-Filing Attestation

I am the ECF user whose user ID and password were utilized to file this document. Pursuant to Civil Local Rule 5-1(i)(3), I attest that I obtained the concurrence in the filing of this document from each of the other signatories above.

/s/ David J. Goldsmith
David J. Goldsmith

PURSUANT TO STIPULATION, IT IS SO

ORDERED. Dated: October 14, 2020

Haywood S. Gilliam, Jr.
HON. HAYWOOD S. GILLIAM, JR.
UNITED STATES DISTRICT JUDGE