In re: UTS,TARCOM, INC. SECURITIES LITIGATION

Doc. 356

WHEREAS, on March 4, 2010, the SoftBank Defendants issued a subpoena to Plaintiffs' expert, Jane D. Nettesheim, to appear for a deposition on March 17, 2010 at 9:00 a.m. in connection with her declaration in support of Plaintiffs' Motion for Class Certification;

WHEREAS, the parties have continued to conduct settlement negotiations in good faith to resolve this action and have scheduled a mediation before the Honorable Edward A. Infante, on March 23, 2010;

WHEREAS, the parties have met and conferred and agreed, subject to the Court's approval of this stipulation, that it would be in the best interests of the parties to postpone the deposition of Ms. Nettesheim until March 26, 2010, after the March 23, 2010 mediation, and to extend the remaining class certification briefing by one week so as to enable the SoftBank Defendants to consider Ms. Nettesheim's deposition testimony in connection with their Opposition and to allow the parties to focus their resources on the mediation;

WHEREAS, the extension of the briefing schedule by one week would not affect the hearing date on the Motion for Class Certification previously set forth by the Court.

NOW THEREFORE, pursuant to the parties' stipulation and subject to the Court's approval, the remaining briefing schedule for Plaintiffs' Motion for Class Certification shall be as follows:

The SoftBank Defendants shall file their Opposition to Plaintiffs Motion for Class Certification on or before April 2, 2010, Plaintiffs shall file their Reply on or before April 23, 2010. The Court will conduct a hearing on Plaintiffs' Motion for Class Certification as previously ordered on May 10, 2010 at 9:00 a.m.

Dated: March 10, 2010

/s/ Robert A. Sacks Robert A. Sacks (SBN 150146) SULLIVAN & CROMWELL LLP 1888 Century Park East Los Angeles, CA 90067 Telephone: (310) 712-6600

(310) 712-8800 Facsimile:

Jason de Bretteville (SBN 195069) R. Jeremy Adamson (SBN 251380) SULLIVAN & CROMWELL LLP

1 2 3 4 5	1870 Embarcadero Road Palo Alto, California 94303 Telephone: (650) 461-5600 Facsimile: (650) 461-5700 Attorneys for Softbank Holdings, Inc. Softbank America, Inc. and Softbank Corporation
6 7 8 9 10 11 12 13	Dated: March 10, 2010 /s/ Shirley H. Huang COUGHLIN STOIA GELLER RUDMAN & ROBBINS LLP Shawn Williams Shirley H. Huang COUGHLIN STOIA GELLER RUDMAN & ROBBINS LLP 100 Pine Street, Suite 2600 San Francisco, CA 94111 Telephone: (415) 288-4545 Facsimile: (415) 288-4534
14	Lead Counsel for Plaintiffs
15	<u>ORDER</u>
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	DUDGUANT TO THIS STIPLILATION AND GOOD CAUSE APPEARING, IT IS SO
17	PURSUANT TO THIS STIPULATION AND GOOD CAUSE APPEARING, IT IS SO ORDERED that the SoftBank Defendants' shall file their Opposition to plaintiffs Motion for Class
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1	I, R. Jeremy Adamson, am the ECF User whose identification and password are being
2	used to file the Stipulation and [Proposed] Order Extending Class Certification Briefing. I hereby attest
3	that Shirley H. Huang has concurred in this filing.
4	Dated: March 10, 2010 _/s/ R. Jeremy Adamson
5	R. Jeremy Adamson (SBN 251380) SULLIVAN & CROMWELL LLP
6	1870 Embarcadero Road Palo Alto, California 94303
7	Telephone: (650) 461-5600 Facsimile: (650) 461-5700
8	Attorneys for Softbank Holdings, Inc.
9	Softbank America, Inc. and Softbank Corporation
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1	PROOF OF SERVICE
2	I, Jennifer A. Thorn, declare:
3	I am employed in the City of Palo Alto, State of California. I am over the age of eighteen
4	years and am not a party to this action. My business address is Sullivan & Cromwell LLP, 1870
5	Embarcadero Road, Palo Alto, California 94303. On March 10, 2010, I served the following
6	documents:
7	STIPULATION AND [PROPOSED] ORDER EXTENDING CLASS CERTIFICATION BRIEFING
8 9	by uploading the document(s) listed above to the United States District Court, Northern District of California's electronic filing system
10 11	by transmitting via electronic mail the document(s) listed above to the electronic address(es) set forth below on this date.
12	by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Palo Alto, California addressed as set
13 14	forth below. For all envelopes sent by First Class Mail, I placed each such envelope with postage thereon fully prepaid for the deposit in the United States. I am familiar with the firm's practice that is when correspondence is deposited with the personnel responsible for delivering correspondence to the United States
15	Postal Service, such correspondence is delivered to the United States Postal Service that same day in the ordinary course of business:
Darren J. Robbins Coughlin Stoia Geller Rudman & Robbins LLP 655 West Broadway Suite 1900 San Diego, CA 92101 darrenr@csgrr.com Patrick J. Coughlin Coughlin Stoia Geller Rudman & 1 655 West Broadway Suite 1900 San Diego, CA 92101 PatC@csgrr.com	Coughlin Stoia Geller Rudman & Robbins LLP 655 West Broadway Coughlin Stoia Geller Rudman & Robbins LLP 655 West Broadway
	San Diego, CA 92101 San Diego, CA 92101
Sylvia Sum Coughlin Stoia Geller Rudman & Robbins LLP 100 Pine Street, Suite 2600 San Francisco, CA 94111 Shirley H. Huang Coughlin Stoia Geller Rudnan to 100 Pine Street, Suite 2600 San Francisco, CA 94111	Coughlin Stoia Geller Rudman & Robbins LLP Coughlin Stoia Geller Rudman & Robbins LLP
	San Francisco, CA 94111 San Francisco, CA 94111
23	Louis David Nefouse Wilson Sonsini Goodrich & Rosati Wilson Sonsini Goodrich & Rosati
24	650 Page Mill Road Palo Alto, CA 94304 Email: dnefouse@wsgr.com Palo Alto, CA 94304 Email: cfoung@wsgr.com
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3	Palo Alto, CA 94304-1050 Palo Alto, CA 94304-1050 Email: bnoor@wsgr.com
4	Email: tjohnson@wsgr.com
5	Bryan Jacob Ketroser Wilson Sonsini Goodrich & Rosati
6	One Market Street, Spear Tower, Suite 3300 San Francisco,, CA 94105
7	Email: bketroser@wsgr.com
8	
9	I declare under penalty of perjury that the foregoing is true and correct. Executed on
10	March 10, 2010, at Palo Alto, California.
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12	Jennifer A. Thorn
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