

1 H. TIM HOFFMAN (SBN 049141)
 2 ARTHUR W. LAZEAR (SBN 083603)
 3 ROSS L. LIBENSON, ESQ. (SBN 181912)
HOFFMAN & LAZEAR
 4 180 Grand Avenue Suite #1550
 Oakland, CA 94612
 Telephone: (510) 768-5700
 Facsimile: (510) 835-1311

5 MARK R. THIERMAN, (SBN 72913)
 6 LEON GREENBERG, (SBN226253)
THIERMAN LAW FIRM
 7 7287 Lakeside Drive
 Reno, NV 89511
 Telephone (775) 284-1500

8
 9 MAX FOLKENFLIK
FOLKENFLIK & MCGERITY
 10 1500 Broadway, 21st Floor
 New York, NY 10036
 Telephone: (212) 757-0400
 11 Facsimile: (212) 757-2010

12 Attorneys for Plaintiffs

13
 14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 SAN JOSE DIVISION

17 DAVID HO, JOHN MAXTON, NATHAN
 18 LAY, and SARAH FERNANDEZ on behalf
 of themselves and others similarly situated
 19 and on behalf of the general public and
 DOES 1-20,

20 Plaintiff,

21 v.

22 ERNST & YOUNG LLP,

23 Defendant.

Case No. CV 05-04867-JF (HRL)

(Consolidated for Class Certification
Purposes with Case Nos. C-08-4988-JF and
C-08-2853-JF)

[Assigned for all purposes to the Honorable
Jeremy Fogel]

**STIPULATION TO CONTINUE CASE
MANAGEMENT CONFERENCE and
[proposed] ORDER**

Complaint Filed: September 27, 2005

STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE
 CASE NOS. CV 05-04867-JF (HRL), CV 08-02853-JF (HRL) & CV 08-04988-JF (HRL)

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JOSEPH LANDON, individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

ERNST & YOUNG LLP, a limited liability
partnership; ERNST & YOUNG U.S. LLP, a
limited liability partnership; and DOES 1-
100, inclusive,

Defendants.

MICHELLE RICHARDS, on behalf of
herself and all others similarly situated and
on behalf of the general public,

Plaintiffs,

v.

ERNST & YOUNG LLP, and DOES 1 - 50,

Defendants.

Case No. CV 08-02853-JF (HRL)

[Assigned for all purposes to the Honorable
Jeremy Fogel]

Complaint Filed: February 21, 2008

Case No. 08-cv-04988-JF (HRL)

[Assigned for all purposes to the Honorable
Jeremy Fogel]

Complaint Filed: June 19, 2008

17 *ML*

1 WHEREAS this Court has set a date of April 10, 2009 for a Further Case Management
2 Conference in the above-captioned cases;

3 WHEREAS lead trial counsel for Plaintiffs Fernandez and Richards has an unavoidable
4 scheduling conflict that prevents his attendance at the Case Management Conference on April 10,
5 2009; and

6 WHEREAS the parties continue to meet and confer regarding their respective positions.

7 THE PARTIES HEREBY STIPULATE, by and through their respective undersigned counsel,
8 and pursuant to Local Rule 16-2(e) and the Standing Order Regarding Case Management of Civil
9 Cases in this Court, that:

- 10 1. The Case Management Conference in the above-captioned cases be CONTINUED to
- 11 April 24, 2009 at 10:30 a.m. before Judge Jeremy Fogel. Position statement shall be
- 12 filed by April 17, 2009 , if needed.

13 Respectfully submitted,

14
15 Dated: April 3, 2009

MILSTEIN, ADELMAN & KREGER, LLP

17 By *William A. Baird*
18 William A. Baird

Attorneys for Plaintiff JOSEPH LANDON
HOFFMAN & LAZEAR

19 Dated: April 2, 2009

20 By *Ross L. Libenson*
21 Ross L. Libenson

Attorneys for Plaintiffs MICHELLE RICHARDS &
SARAH FERNANDEZ

22
23 Dated: April __, 2009

AKIN GUMP STRAUSS HAUER & FELD LLP

24
25 By _____
Catherine A. Conway

Attorneys for Defendants ERNST & YOUNG LLP and
ERNST & YOUNG U.S. LLP

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WHEREAS this Court has set a date of April 10, 2009 for a Further Case Management Conference in the above-captioned cases;

WHEREAS lead trial counsel for Plaintiffs Fernandez and Richards has an unavoidable scheduling conflict that prevents his attendance at the Case Management Conference on April 10, 2009; and

WHEREAS the parties continue to meet and confer regarding their respective positions.

THE PARTIES HEREBY STIPULATE, by and through their respective undersigned counsel, and pursuant to Local Rule 16-2(e) and the Standing Order Regarding Case Management of Civil Cases in this Court, that:

- The Case Management Conference in the above-captioned cases be CONTINUED to April 24, 2009 at 10:30 a.m. before Judge Jeremy Fogel. Position statement shall be filed by April 17, 2009 , if needed.

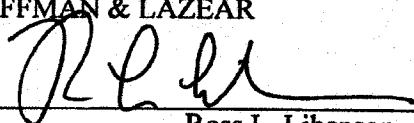
Respectfully submitted,

Dated: April __, 2009

MILSTEIN, ADELMAN & KREGER, LLP

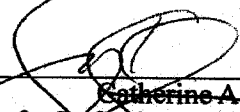
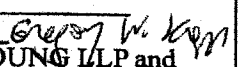
By _____
William A. Baird
Attorneys for Plaintiff JOSEPH LANDON
HOFFMAN & LAZEAR

Dated: April 2, 2009

By 
Ross L. Libenson
Attorneys for Plaintiffs MICHELLE RICHARDS &
SARAH FERNANDEZ

Dated: April __, 2009

AKIN GUMP STRAUSS HAUER & FELD LLP

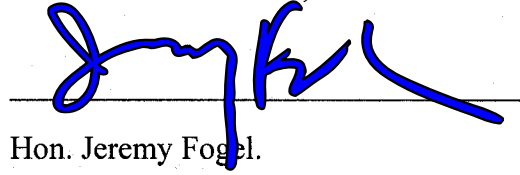
By 
Catherine A. Conway 
Attorneys for Defendants ERNST & YOUNG LLP and
ERNST & YOUNG U.S. LLP

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{proposed} ORDER

The Court having reviewed the stipulation and the file in this matter, it is so **Ordered**.

Dated: 4/9/09



Hon. Jeremy Fogel.

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