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7 Attorneys for Defendant, ERNST & YOUNG LLP

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION
 11

12 DAVID HO, on behalf of himself and others
 13 similarly situated and on behalf of the
 general public and DOES 1-20

Case No. CV 05-04867 JF (HRL)

14 Plaintiff,

15 v.

16 ERNST & YOUNG, LLP

17 Defendant.

**STIPULATION AND ~~[PROPOSED]~~-
 ORDER CONTINUING DEADLINE FOR
 FILING DEFENDANT'S OPPOSITION
 TO PLAINTIFFS' MOTION FOR CLASS
 CERTIFICATION, AND FOR
 PLAINTIFFS' REPLY IN SUPPORT OF
 THEIR MOTION**

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

C 08-2853 JF (HRL)

20 Plaintiff,

21 v.

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

24 Defendant.

25 **Caption continued on next page.**
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STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE FOR FILING DEFENDANT'S
 OPPOSITION TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION, AND FOR PLAINTIFFS' REPLY IN
 SUPPORT OF THEIR MOTION

CV 05-04867 JF

1 MICHELLE RICHARDS, on behalf 16 of
2 herself and all others similarly situated and
3 on behalf of the general public,

4 Plaintiff,

5 v.

6 ERNST & YOUNG LLP, and DOES - 50

7 Defendant.

C 08-4988 JF (HRL)

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STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE FOR FILING DEFENDANT'S
OPPOSITION TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION, AND FOR PLAINTIFFS' REPLY IN
SUPPORT OF THEIR MOTION

CV 05-04867 JF

1 Plaintiffs Sarah Fernandez and Michelle Richards, and Defendant Ernst & Young LLP, by and
2 through their respective counsel, hereby agree and stipulate as follows:

3 **WHEREAS**, pursuant to the parties' stipulation which the Court approved on July 2, 2010,
4 Defendant's opposition to Plaintiffs' motion for class certification would be due October 22, 2010, and
5 Plaintiffs' reply in support of their motion would be due November 22, 2010;

6 **WHEREAS**, the parties are working together to schedule Defendant's depositions of putative
7 class members who submitted declarations in support of Plaintiffs' motion for class certification;

8 **WHEREAS**, the parties are also working to schedule Defendant's deposition of Plaintiffs'
9 expert witness, Roger B. Shlonsky, who is out of the country through November;

10 **WHEREAS**, the parties have met and conferred and agree that in order to accommodate these
11 depositions, the briefing schedule should be amended as follows:

- 12 1. Defendant's opposition to Plaintiffs' motion for class certification is due on or before
13 December 31, 2010; and
- 14 2. Plaintiffs' reply in support of their motion for class certification is due on or before March
15 11, 2011.

16 Respectfully submitted,

17 Dated: September 24, 2010

AKIN GUMP STRAUSS HAUER & FELD LLP

18 By /s/ Gregory W. Knopp
19 Gregory W. Knopp
20 Attorneys for Defendant,
ERNST & YOUNG LLP

21 Dated: September 24, 2010

HOFFMAN & LAZEAR

22 By /s/ Ross L. Libenson
23 Ross L. Libenson
24 Attorneys for Plaintiffs David Ho, Sarah Fernandez and
Michelle Richards

25 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

26 Dated: September 27, 2010

27 By 
The Honorable Gregory Fogel
JUDGE, UNITED STATES DISTRICT COURT

28 STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE FOR FILING DEFENDANT'S
OPPOSITION TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION, AND FOR PLAINTIFFS' REPLY IN
SUPPORT OF THEIR MOTION

CV 05-04867 JF

1 PROOF OF SERVICE

2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 I am employed in the County of Los Angeles, State of California. I am over the age of 18 and
4 not a party to the within action; my business address is: 2029 Century Park East, Suite 2400, Los
5 Angeles, California 90067. On September 24, 2010, I served the foregoing document(s) described as:
6 **STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE FOR FILING
DEFENDANT'S OPPOSITION TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION,
AND FOR PLAINTIFFS' REPLY IN SUPPORT OF THEIR MOTION** on the interested party(ies)
below, using the following means:

7 **All parties identified for Notice of Electronic Filing generated
8 by the Court's CM/ECF system under the referenced case
caption and number**

9 **BY ELECTRONIC MAIL OR ELECTRONIC TRANSMISSION.** Based on a court
10 order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the
11 document(s) to be sent to the respective e-mail address(es) of the party(ies) as stated above. I did not
receive, within a reasonable time after the transmission, any electronic message or other indication that
the transmission was unsuccessful.

12 I declare that I am employed in the office of a member of the bar of this court at whose
13 direction the service was made.

14 Executed on September 24, 2010 at Los Angeles, California.

15
16 Dawnmarie Kucko
17 *[Print Name of Person Executing Proof]*


[Signature]