1 2 3 4 5	Michael F. Tubach (S.B. #145955) – mtubach@omm.o Thomas P. Brown (S.B. #182916) – tbrown@omm.com Julie D. Wood (S.B. #242147) – jwood@omm.com O'MELVENY & MYERS LLP 2 Embarcadero Center, 28 th Floor San Francisco, CA 94111-3305 Telephone: (415) 984-8700 Facsimile: (415) 984-8701			*E-Filed 3/5/09*	
6	Attorneys for Defendant eBay Inc.				
7	[Additional counsel on signature page]				
8					
9	UNITED STATES	DIS	TRICT COURT		
10	NORTHERN DISTRICT OF CALIFORNIA				
11	SAN JOSI	E DIV	VISION		
12	IN RE EBAY SELLER ANTITRUST LITIGATION)	No. 07-CV-01882-JF ()	RS)	
13 14)))	STIPULATION AND	PROPOSED	
15))	ORDER TO RESCHEI DATE		
16)	JUDGE: Mag. Judge S	Seeborg	
17))	ACTION FILED: April	-	
18		_	Reffortilled. Apr	n 4, 2007	
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	STIPULATION AND [PROPOSED] ORDER - 07-CV-01882-JF (RS)	1 -			
				Dockets.Ju	sti

1	, ,	The parties have jointly agreed to reschedule the hearing on (1) eBay's motion for leave to				
2	serve additional interrogatories on plaintiff Michael Malone and (2) plaintiffs' motion for a					
3	discover	discovery management plan. The parties request that the hearing, originally scheduled for March				
4	6, be res	6, be rescheduled until March 18 at 9:30 a.m. so that the parties can meet and confer further and try				
5	and reso	plve the disputes.				
6	Dated:	March 5, 2009	MICHAEL F. TUBACH			
7			THOMAS P. BROWN JULIE D. WOOD			
8			O'MELVENY & MYERS LLP			
9						
10			By: <u>/s/ Julie D. Wood</u> Julie D. Wood			
11			Attorneys for Defendant eBay Inc.			
12	Dated:	March 5, 2009	MICHAEL McSHANE			
13			AUDET & PARTNERS LLP			
14						
15			By: <u>/s/ Michael McShane</u> Michael McShane			
16			Attorneys for Plaintiffs			
17	Dated:	March 5, 2009	STEVE W. BERMAN			
18			HAGENS BERMAN SOBOL SHAPIRRO, LLP			
19						
20			By: <u>/s/ Steve W. Berman</u>			
21			Steve W. Berman			
22			Attorneys for Plaintiffs			
23						
24						
25						
26						
27						
28	STIPULAT 07-CV-0188	'ION AND [PROPOSED] ORDER 82-JF (RS)	- 2 -			

1	Dated: March 5, 2009 DANIEL HUME KIRBY McINERNEY & SQUIRE, LLP
2	
3	By: /s/ Daniel Hume
4	Daniel Hume
5	Attorneys for Plaintiffs
6	I, Julie D. Wood, am the ECF User whose ID and password are being used to file this
7	I, Julie D. Wood, am the ECF User whose ID and password are being used to file this Stipulation and Proposed Order to Reschedule Hearing Date. In compliance with General Order 45, X.B., I hereby attest that Michael McShane, Steve W. Berman and Daniel Hume have
8	concurred in this filing.
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11	
12	SO ORDERED:
13	Dated:
14	U.S. District Court Magistrate Judge Northern District of California
15	Normern District of California
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	STIPULATION AND [PROPOSED] ORDER - 3 - 07-CV-01882-JF (RS)

1	<u>CERTIFICATE OF SERVICE</u>	
2	I hereby certify that on March 5, 2009, I electronically filed the STIPULATION AND	
3	[PROPOSED] ORDER TO RESCHEDULE HEARING DATE with the Clerk of the Court using	
4	the CM/ECF system which will send notification of such filing to the e-mail addresses registered,	
5	as denoted on the attached Electronic Mail Notice List.	
6	I hereby certify that I have mailed the foregoing document on paper via the United States	
7	Postal Service to the following:	
8	Jacomb D. Contand	
9	Joseph P. Garland LIFSHULTZ & LIFSHULTZ P.C.	
10	Joseph P. Garland 501 Fifth Avenue, Suite 506	
11	New York, New York 10017 (212) 949-8484	
12	Attorney for Plaintiff Michael Malone.	
13	/s/ Isabel Haas Isabel Haas	
14	Isabel Haas	
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	STIPULATION AND [PROPOSED] ORDER - 4 - 07-CV-01882-JF (RS)	