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 7 Attorneys for Defendant
 eBay Inc.

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 10 **UNITED STATES DISTRICT COURT**
 11 **NORTHERN DISTRICT OF CALIFORNIA**
 12 **SAN JOSE DIVISION**

13 IN RE EBAY SELLER ANTITRUST
 LITIGATION

Case No. C 07-01882 (JF)(RS)

14 **STIPULATION AND ~~PROPOSED~~**
ORDER MODIFYING THE BRIEFING
SCHEDULE FOR EBAY'S MOTION TO
COMPEL PRODUCTION OF
DOCUMENTS FROM PLAINTIFFS'
EXPERT GLENN A. WOROCH

Action Filed: April 4, 2007

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1 WHEREAS, the parties have met and conferred pursuant to the Court's Standing
2 Order regarding the hearing date for eBay's Motion to Compel Production of Documents
3 from Plaintiffs' Expert Glenn A. Woroch ("Motion"), which eBay is filing on September
4 16, 2009;

5 WHEREAS, eBay seeks to have the motion heard on shortened time because it
6 relates to issues pertaining to the upcoming class certification hearing on October 30 and,
7 absent shortening time, this motion to compel could be heard only on or after October 21,
8 which, in eBay's view, would not allow sufficient time before the class-certification
9 hearing;

10 WHEREAS, the parties have agreed to set the date of Plaintiffs' opposition to the
11 Motion as Monday, September 28, 2009;

12 WHEREAS, the parties have agreed to set the date of eBay's reply in support of the
13 Motion as Wednesday, September 30, 2009.

14 WHEREAS, the parties have identified October 7, 2009 as a mutually convenient
15 date for a hearing on the Motion and understand that the Court may be available to hear
16 the motion on that date;

17 WHEREAS, the parties have agreed eBay's Motion shall not exceed 10 pages,
18 Plaintiffs' opposition shall not exceed 10 pages, and eBay's reply in support of the Motion
19 shall not exceed 5 pages.

20 WHEREAS, the dates the parties have agreed to for this modified briefing schedule
21 are within the parameters set by Civil Local Rule 6-1;

22 IT IS HEREBY STIPULATED, AGREED, AND ORDERED AS FOLLOWS:

23 1. The hearing on the Motion will occur on October 7, 2009 at 9:30 a.m., or as
24 soon thereafter as it may be heard by the Court.

25 2. Plaintiffs shall file their brief in opposition to the Motion by Monday,
26 September 28, 2009.

27 3. Plaintiffs' opposition shall not exceed 10 pages.

28 4. eBay shall file any reply in support of the Motion by Wednesday,

1 September 30, 2009.

2 5. eBay's reply in support of the Motion shall not exceed 5 pages.

3 Dated: September 16, 2009

O'MELVENY & MYERS LLP

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By: /s/ Randall W. Edwards
Randall W. Edwards

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Attorneys for Defendant
eBay Inc.

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8 Dated: September 16, 2009

HAGENS BERMAN SOBOL SHAPIRO
LLP

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By: /s/ Jeffrey D. Friedman
Jeffrey D. Friedman

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Attorneys for Plaintiffs and Proposed Class

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I, Randall W. Edwards, am the ECF User whose ID and password are being used to file this Stipulation and [Proposed] Order. In compliance with General Order 45, X.B., I hereby attest that Jeffrey D. Friedman has concurred in this filing.

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ORDER

IT IS SO ORDERED.

Dated: 9/17/09



The Honorable Richard Seeborg
United States Magistrate Judge

SF1:776466.1