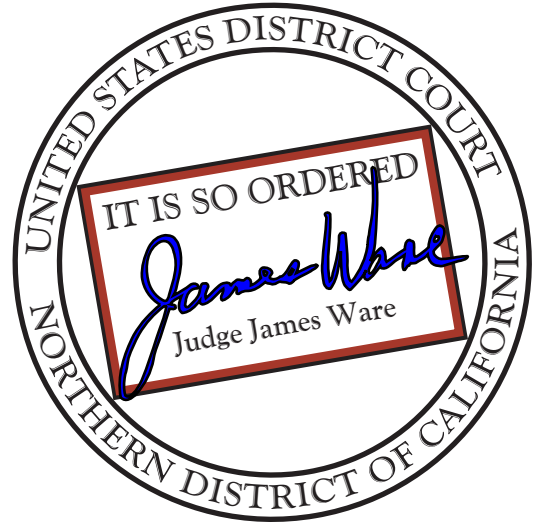


1 SCOTT+SCOTT LLP
 MARY K. BLASY (211262)
 2 WALTER W. NOSS (*pro hac vice*)
 DAVID H. GOLDBERGER (225869)
 3 HAL D. CUNNINGHAM (243048)
 707 Broadway, Tenth Floor
 4 San Diego, CA 92101
 Telephone: 619-233-4565
 5 Facsimile: 619-233-0508
 mblasy@scott-scott.com
 6 wnoSS@scott-scott.com
 – and –
 7 DAVID R. SCOTT
 P.O. Box 192
 8 156 South Main Street
 Colchester, CT 06415
 9 Telephone: 860-537-3818
 Facsimile: 860-537-4432
 10 drscott@scott-scott.com



11 *Lead Counsel for Lead Plaintiffs*

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA

14 SHARON HODGES, On Behalf of Herself and
 15 All Others Similarly Situated,

16 Plaintiff,

17 vs.

18 AKEENA SOLAR, INC., BARRY CINNAMON
 19 and GARY EFFREN,

20 Defendants.

No. C-09-02147 JW-PSG

21 STIPULATION AND ~~PROPOSED~~
 22 ORDER RE: NOTICE TO CLASS

Hon. James Ware

1 **WHEREAS**, on March 10, 2011, the Court certified this as a class action covering all who
2 purchased or otherwise acquired the common stock of Akeena Solar, Inc. between December 26,
3 2007 and March 13, 2008, ordering that “[o]n or before March 21, 2011, the parties shall file a
4 proposed form of class notice and a joint proposal for dissemination of notice.” (ECF No. 121 at
5 18.);

6 **WHEREAS**, on April 4, 2011, the Court approved plaintiffs’ unopposed form of class
7 notice, yet found “good cause to postpone dissemination of the class notice for thirty days, to allow
8 the parties to engage in good faith mediation efforts and to provide Defendants sufficient time to
9 seek a stay of proceedings pending its appeal of this Court’s Order granting class certification,”
10 ordering that “dissemination of the class notice ... be stayed for thirty days until May 4, 2011.” (ECF
11 No. 126 at 2);

12 **WHEREAS**, Defendants timely filed their application for discretionary appeal of the class
13 certification order on March 24, 2011 and that application is fully briefed and remains pending (ECF
14 No. 125);

15 **NOW, THEREFORE**, the parties, by and through their undersigned counsel of record, in
16 the interests of judicial economy, hereby agree and stipulate, and the Court hereby orders that the
17 dissemination of the class notice be stayed for an additional seventy-five days, until July 18, 2011,
18
19
20
21
22
23
24
25
26
27
28

1 both to allow for resolution of Defendants' application for discretionary appeal and to afford the
2 parties time to engage in settlement discussions.

3 DATED: May 3, 2011

Respectfully submitted,

4 SCOTT+SCOTT LLP
5 Mary K. Blasy
6 Walter Noss
7 Hal D. Cunningham
8 David H. Goldberger
9 707 Broadway, Tenth Floor
10 San Diego, CA 92101
11 Telephone: 619-233-4565
12 Facsimile: 619-233-0508

By: /s/ Mary K. Blasy
Mary K. Blasy

Lead Counsel for Lead Plaintiffs

12 DATED: May 3, 2011

13 WILSON SONSINI GOODRICH & ROSATI
14 PROFESSIONAL CORPORATION
15 Steven M. Schatz
16 Douglas J. Clark
17 Joni L. Ostler
18 Dominique-Chantale Alepin
19 650 Page Mill Road
20 Palo Alto, CA 94304
21 Telephone: (650) 493-9300
22 Facsimile: (650) 493-6811

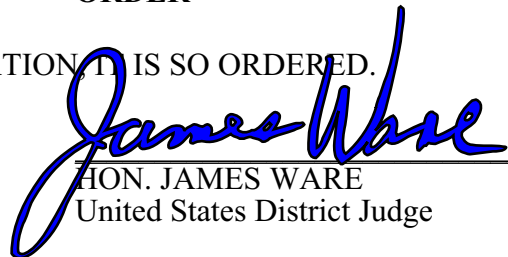
By: /s/Dominique-Chantale Alepin
Dominique-Chantale Alepin

*Attorneys for Defendants Akeena Solar, Inc., Barry
Cinnamon and Gary Effren*

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

23
24 Dated: May 4, 2011


HON. JAMES WARE
United States District Judge

25
26
27
28 STIPULATION AND ~~PROPOSED~~ ORDER RE: NOTICE TO CLASS

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ATTESTATION PURSUANT TO GENERAL ORDER 45

I, Mary K. Blasy, attest that concurrence in the filing of this document has been obtained from signatory Dominique-Chantale Alepin. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 3rd day of May, 2011 at San Diego, California.

SCOTT+SCOTT LLP

By: /s/ Mary K. Blasy
Mary K. Blasy