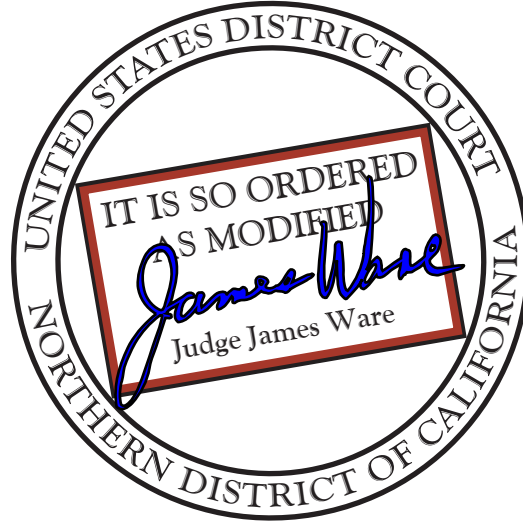


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11 *Lead Counsel for Lead Plaintiff*

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

15 SHARON HODGES, On Behalf of Herself and
 16 All Others Similarly Situated,
 17 Plaintiff,

17 vs.

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

No. C-09-02147 JW-RS

21 STIPULATION AND [PROPOSED] SCHEDULING ORDER
 22

Hon. James Ware

1 **WHEREAS**, on May 18, 2009, *Hodges v. Akeena Solar, Inc.*, No. C-09-02147 JW-RS, was
2 filed herein;

3 **WHEREAS**, pursuant to a stipulation executed by the parties and submitted to the Court on
4 June 4, 2009, the parties agreed that Defendants Akeena Solar Inc., Barry Cinnamon and Gary
5 Effren (“Defendants”) were not required to respond to the complaint filed in this action before a lead
6 plaintiff was selected and that instead the parties would jointly “file a stipulated briefing schedule for
7 approval by the court” within 20 days of a lead plaintiff being selected;

8 **WHEREAS**, on October 21, 2009, the Court appointed Sharon Hodges, Joel Gentleman and
9 David H. Gordon as Lead Plaintiffs and approved their selection of Scott+Scott LLP as Lead
10 Counsel for Lead Plaintiffs; and

11 **WHEREAS**, pursuant to the Court’s Order Setting Initial Case Management Conference and
12 ADR Deadlines entered May 18, 2009, a Case Management Conference is presently scheduled in
13 this matter on December 14, 2009 at 10:00 a.m.;

14 **NOW, THEREFORE**, the parties, by and through their undersigned counsel of record, in
15 the interests of judicial economy, hereby agree and stipulate, and the Court hereby orders, as
16 follows:

- 17 1. Lead Plaintiffs shall file their amended complaint by December 9, 2009;
- 18 2. Defendants shall file any motions to dismiss by February 12, 2010;
- 19 3. Lead Plaintiffs shall file any oppositions to Defendants’ motions to dismiss by

20 **March 29, 2010;**

- 21 4. Defendants shall file their replies in support of their motions to dismiss by

22 **April 30, 2010;**

- 23 5. On **May 24, 2010 at 9 a.m.**, the parties shall appear for the hearing on Defendants’
24 Motion to Dismiss.

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