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Interim Co-Lead Class Counsel

Interim Liaison Class Counsel

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

**IN RE FACEBOOK PPC ADVERTISING
LITIGATION**

Master File No. C 09-03043 JF

**STIPULATION AND ~~[PROPOSED]~~
ORDER RE: AMENDED BRIEFING
SCHEDULE ON DEFENDANT'S
MOTION TO DISMISS PLAINTIFFS'
AMENDED COMPLAINT**

This Document Relates To:

All Actions.

Hearing Date: August 6, 2010
Hearing Time: 9:00 a.m.
Courtroom: 3, 5th Floor
Judge: Honorable Jeremy Fogel

WHEREAS, Defendant's Motion to Dismiss the Amended Complaint in this action presently is set for hearing before this Court on Friday, August 6, 2010 at 9:00 a.m.;

WHEREAS, this Court previously entered an Order pursuant to the parties' stipulation (Doc. No. 77) establishing a briefing schedule on Defendant's Motion to Dismiss the Amended Complaint;

WHEREAS, due to a recent death in the family of Jonathan Shub, Esq., Interim Co-Lead Class Counsel in this action, Plaintiffs' counsel have requested and Defendant's counsel have agreed to

**STIPULATION AND [PROPOSED] ORDER RE: AMENDED BRIEFING SCHEDULE ON
DEFENDANT'S MOTION TO DISMISS PLAINTIFFS' AMENDED COMPLAINT**

1 modify the briefing schedule on Defendant's Motion to Dismiss the Amended Complaint so as to permit
2 Plaintiffs' counsel an additional week, until July 16, 2010, in which to prepare and file their opposition
3 to Defendant's Motion to Dismiss the Amended Complaint;

4 WHEREAS, correspondingly and necessarily, Plaintiffs' counsel have agreed to modify the
5 briefing schedule on Defendant's Motion to Dismiss the Amended Complaint so as to permit
6 Defendant's counsel an additional week, until July 30, 2010, in which to prepare and file their reply
7 brief in further support of Defendant's Motion to Dismiss the Amended Complaint;

8 WHEREAS, Interim Liaison Class Counsel has contacted the Court's clerk and confirmed that
9 the Court is agreeable to entering an order modifying the briefing schedule as set forth above without
10 continuing the hearing date on Defendant's Motion to Dismiss the Amended Complaint so that the
11 hearing date on Defendant's Motion to Dismiss the Amended Complaint shall remain set for August 6,
12 2010 at 9:00 a.m.; and

13 WHEREAS, the Court has set a continued Case Management Conference for August 6, 2010 at
14 9:00 a.m. which also shall remain set for that date and time,

15 **BASED THEREON, IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:**

- 16 1. Plaintiffs shall be permitted until July 16, 2010 to file their opposition to Defendant's
17 Motion to Dismiss the Amended Complaint;
- 18 2. Defendant shall be permitted until July 30, 2010 to file its reply brief in further support of
19 Defendant's Motion to Dismiss the Amended Complaint; and
- 20 3. Both the hearing on Defendant's Motion to Dismiss the Amended Complaint and the
21 continued Case Management Conference in this action shall remain set for Friday,
22 August 6, 2010 at 9:00 a.m.

23 **IT IS SO STIPULATED.**

24 Dated: June 29, 2010

ARIAS OZZELLO & GIGNAC LLP

25
26 By: /s/ J. Paul Gignac
27 J. Paul Gignac (SBN 125676)

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Interim Liaison Class Counsel

5 Dated: June 29, 2010

6 COOLEY LLP

7 By: /s/ Whitty Somvichian
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Counsel for Defendant Facebook, Inc.

13 **FILER'S ATTESTATION**

14 Pursuant to General Order No. 45, § X(B) regarding signatures, I attest under penalty of perjury
15 that the concurrence in the filing of this document has been obtained from its signatories.
16

17 Dated: June 29, 2010

18 **ARIAS OZZELLO & GIGNAC LLP**

19 By: /s/ J. Paul Gignac
20 J. Paul Gignac (SBN 125676)
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1 **ORDER**

2 The Court, having reviewed and considered the parties' Stipulation to amend the briefing
3 schedule on Defendant's Motion to Dismiss the Amended Complaint and finding good cause for the
4 relief requested thereby, hereby orders as follows:

- 5 1. Plaintiffs shall be permitted until July 16, 2010 to file their opposition to Defendant's Motion
6 to Dismiss the Amended Complaint;
- 7 2. Defendant shall be permitted until July 30, 2010 to file its reply brief in further support of
8 Defendant's Motion to Dismiss the Amended Complaint; and
- 9 3. Both the hearing on Defendant's Motion to Dismiss the Amended Complaint and the
10 continued Case Management Conference in this action shall remain set for Friday, August 6,
11 2010 at 9:00 a.m.

12 **IT IS SO ORDERED.**

13 Dated: 6/30/2010

14 By: 
15 The Honorable Jerem Fogel
16 United States District Court Judge