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

15
16 IN RE FACEBOOK CONSUMER
PRIVACY LITIGATION

Case No. C10-cv-00429 (JF)

**STIPULATION AND [PROPOSED] ORDER
EXTENDING PLAINTIFFS' TIME TO FILE
CONSOLIDATED COMPLAINT AND
DEFENDANT'S TIME TO ANSWER OR
MOVE**

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21 This Stipulation is entered into by and among plaintiffs Donald Silverstri, Dawn Keer,
22 Kimberly Mancella, Jill Silverman Strelzin, Christopher LeMole, Eric Markowitz, Frank
23 Bluementhal, Lauren Reese, and Billy Sternberg (collectively, the "Plaintiffs"), and defendant
24 Facebook, Inc. ("Defendant" and together with Plaintiffs, the "Parties") by and through their
25 respective counsel;

26 WHEREAS, the complaint in *Silverstri v. Facebook, Inc.*, case no. C10-cv-00429 (JF),
27 was filed on January 29, 2010;

1 WHEREAS, the complaint in *Markowitz v. Facebook*, case no. C10-cv-00430 (JF), was
2 filed on January 29, 2010;

3 WHEREAS, on February 4, 2010, the Parties stipulated (a) that the *Silverstri* and
4 *Markowitz* actions are related cases within the meaning of Local Civil Rule 3-12(a), (b) that under
5 Federal Rule of Civil Procedure 42(a), the cases are consolidated for all purposes into one action,
6 (c) that Plaintiffs shall file a Consolidated Complaint on or before March 9, 2010, and (d) that
7 Defendant shall respond to the Consolidated Complaint on or before April 9, 2010 (the
8 “Stipulation and Proposed Order”);

9 WHEREAS, on February 11, 2010, the Court so ordered the Stipulation and Proposed
10 Order;

11 WHEREAS, the Parties are meeting and conferring and engaging in ongoing settlement
12 discussions; and

13 WHEREAS, the Parties agree that it is in the best interests of the Parties and would
14 conserve time and resources, including those of the Court, if the time for Plaintiffs to file a
15 consolidated complaint is extended;

16 WHEREAS, there have been no scheduling or case management orders entered in this
17 case, and therefore the requested time modification would have no effect on any such case
18 schedule;

19 **IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned
20 counsel for Plaintiffs and Defendant, that:

21 1. The time for Plaintiffs to file a Consolidated Complaint is hereby extended to
22 April 27, 2010; and

23 2. The time for Defendant to answer or move with respect to the Consolidated
24 Complaint is hereby extended to May 27, 2010.

25 This stipulation is without prejudice to any other rights that any party may have.
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1 Dated: March 5, 2010

2 LAW OFFICES OF DAVID N. LAKE

COOLEY GODWARD KRONISH LLP

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5 /s/ David N. Lake

David N. Lake (180775)

/s/ Matthew D. Brown

Matthew D. Brown (196972)

6 Attorney for Plaintiffs DONALD
7 SILVERSTRI, DAWN KEER,
8 KIMBERLY MANCELLA, JILL
9 SILVERMAN STRELZIN,
10 CHRISTOPHER LEMOLE, ERIC
11 MARKOWITZ, FRANK
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13 AND BILLY STERNBERG

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Attorneys for Defendant
FACEBOOK, INC.

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[PROPOSED] ORDER

The above stipulation having been considered and good cause appearing therefore,
IT IS SO ORDERED.

DATED: 3/15/2010


The Honorable Jeremy Fogel
UNITED STATES DISTRICT JUDGE

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FILER’S ATTESTATION

Pursuant to General Order No. 45, Section X, Subparagraph B, the undersigned attests that all parties have concurred in the filing of this Stipulation and [Proposed] Order Extending Plaintiffs’ Time to File Consolidated Complaint and Defendant’s Time to Answer or Move.

Dated: March 5, 2010 COOLEY GODWARD KRONISH LLP

By: /s/ Matthew D. Brown
Matthew D. Brown

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