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26 UNITED STATES DISTRICT COURT  
 27 NORTHERN DISTRICT OF CALIFORNIA  
 28 SAN JOSE DIVISION

29 MATTHEW BUCCELLATO, on behalf of  
 30 himself and a class of those similarly  
 31 situated,  
 32  
 33 Plaintiff,  
 34  
 35 v.  
 36 AT&T Operations, Inc.  
 37  
 38 Defendant.

Case No. C10-00463-LHK

**STIPULATION AND ~~PROPOSED~~  
 ORDER GRANTING PLAINTIFF'S  
 REQUEST FOR LEAVE TO FILE  
 SECOND AMENDED COMPLAINT**

1 The parties hereby stipulate as follows:

2 WHEREAS, the operative complaint in this action is the First Amended Complaint;

3 WHEREAS, the First Amended Complaint includes claims only under federal and  
4 California law;

5 WHEREAS, several individuals have contacted Plaintiff's counsel to serve as class  
6 representatives asserting classwide claims under Colorado, New Jersey, New York, and North  
7 Carolina law; and

8 WHEREAS, Defendant does not oppose the amendment,

9 Plaintiff respectfully requests that the Court to grant Plaintiff leave to file the Second  
10 Amended Complaint (attached hereto as Exhibit A) adding four plaintiffs and classwide claims  
11 under the laws of Colorado, New Jersey, New York, and North Carolina.

12 IT IS SO STIPULATED.

13 Dated: November 30, 2010

LIEFF, CABRASER, HEIMANN & BERNSTEIN, LLP

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15 By: /s/ Jahan C. Sagafi  
JAHAN C. SAGAFI

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*Counsel for Plaintiff and the Proposed Class*

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Dated: November 30, 2010

PAUL, HASTINGS, JANOFSKY, & WALKER LLP

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20 By: /s/ Thomas E. Geidt  
THOMAS E. GEIDT

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*Counsel for Defendant AT&T Operations, Inc.*

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PURSUANT TO STIPULATION, IT IS SO ORDERED. Plaintiff shall file the Second Amended Complaint as a separate docket entry by Thursday, December 16, 2010.

Dated: December 13, 2010

  
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The Honorable Lucy H. Koh  
United States District Judge