1	MATTHEW L. LARRABEE (No. 97147)					
2	DECHERT LLP One Maritime Plaza, Suite 2300					
3	San Francisco, California 94111-3513 Telephone: 415.262.4500					
4	Facsimile: 415.262.4555					
5	STEVEN B.WEISBURD (No. 171490) steven.weisburd@dechert.com					
6	DECHERT LLP 300 West 6th Street					
7	Suite 2010 Austin, TX 78701					
8	Telephone: 512.394.3000 Facsimile: 512.394.3001					
9	Attorneys for Defendants,					
10	GOOGLE INC.					
11	UNITED STATES DISTRICT COURT					
12	NORTHERN DISTRICT OF CALIFORNIA					
13	SAN JOSE DIVISION					
14	MARY McKINNEY, et al., Case No. C 10-01177 JW					
15	Plaintiff, Action filed: April 15, 2010					
16	,	DECLARATION OF MATTHEW L.				
17	v. GOOGLE INC., a Delaware corporation,	LARRABEE IN SUPPORT OF STIPULATED REQUEST AND				
18	HTC CORP., a Taiwanese corporation, and T-MOBILE USA, INC., a Delaware	[PROPOSED] ORDER TO CONTINUE JUNE 21, 2010 CASE MANAGEMENT				
19	corporation,	CONFERENCE AND RELATED DEADLINES				
20	Defendants.					
21						
22						
23						
24						
25						
26						
27						
28						
DECHERT LLP ATTORNEYS AT LAW SAN FRANCISCO	LARRABEE DECLARATION ISO STIPULATED REQUEST Case No. C 10-1177 JW					
<u> </u>	LAMMADEE DECLAMATION ISO STIFULATED K	LYOLDI Cast NO. C 10-11// JW				

I, Matthew L. Larrabe	e. declare	pursuant to	Civil	L.R.	6-2 as	follows
-----------------------	------------	-------------	-------	------	--------	---------

- 1. I am an attorney at law licensed to practice in the State of California and am a partner at the law firm of Dechert LLP, counsel of record for Defendant Google Inc. in this action. I make this declaration in support of the Stipulated Request and [Proposed] Order to Continue June 21, 2010 Case Management Conference and Related Deadlines. Unless otherwise stated, I have personal knowledge of the matters stated herein and would competently testify thereto if called upon as a witness;
- On March 29, 2010 the parties stipulated that Defendants Google Inc., T-Mobile USA, Inc., and HTC Corporation (the "Defendants") would respond to the complaint on May 25, 2010;
- 3. On May 21, 2010 the parties stipulated that Plaintiff would file an Amended Complaint and that the initial pleadings would be calendared as follows: Plaintiff to file her Amended Complaint by June 11, 2010; Defendants to file and serve any answer(s) or motion(s) to dismiss by July 12, 2010; and, if any such motion(s) are filed, Plaintiff to file any opposition by August 11, 2010 and Defendants to file any reply by August 25, 2010;
- 4. The Court has set a hearing on dispositive motions for November 1, 2010 at 9:00 AM;
- A Case Management Conference is currently scheduled for June 21, 2010, and a
   Case Management Statement is currently due on June 11, 2010;
- 6. After Plaintiff files her Amended Complaint, Defendants anticipate filing one or more motions to dismiss under Rule 12 of the Federal Rules of Civil Procedure that will seek dismissal of the entire action;
- 7. Given that Plaintiff's Amended Complaint will not be filed until the current due date of the Case Management Statement, and Defendants' motion(s) to dismiss will seek dismissal of the entire action, the parties to this action have agreed, subject to the Court's approval, that the June 21, 2010 Case Management Conference, and related deadlines for complying with the requirements of Rule 26 of the Federal Rules of Civil Procedure, including the June 11, 2010 deadline set by the Court for filing a Case Management Statement, should be

1	continued to avoid the unnecessary expenditure of judicial resources or effort by the parties to this					
2	action and the Court prior to the Court's ruling on Defendants' anticipated dispositive motions;					
3	and					
4	8. The effect on the schedule for the case of the Stipulated Request will be that the					
5	Case Management Conference currently scheduled for June 21, 2010, will be adjourned to a date					
6	to be re-scheduled by the Court following its rulings on Defendants' dispositive motions, and the					
7	June 11, 2010 date for filing a Case Management Statement and complying with other					
8	requirements of Rule 26 of the Federal Rules of Civil Procedure shall be re-set according to the					
9	date to be set by the Court for the Case Management Conference.					
10	I declare under penalty of perjury that the foregoing is true and correct.					
11						
12	Dated: June 8, 2010 Respectfully submitted,					
13	DECHERT LLP MATTHEW L. LARRABEE					
14	WATTIEW L. LARRABLE					
15	By:/S/ MATTHEW L. LARRABEE					
16	Counsel for Defendants					
17	GOOGLE INC.					
18						
19						
20						
21						
22						
23						
24						
25						
26						
27						
28						
AW	2					
0	LARRABEE DECLARATION ISO STIPULATED REQUEST Case No. C 10-1177 JW					