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Attorneys for Defendants  
 EBAY INC. and PAYPAL, INC.

8 **UNITED STATES DISTRICT COURT**  
 9 **NORTHERN DISTRICT OF CALIFORNIA**  
 10 **SAN JOSE BRANCH**

11	DEVINDA FERNANDO, VADIM TSIGEL	)	Case No. 10-CV-01668 PVT
12	on behalf of themselves and all others similarly	)	
13	situated and on behalf of the general public of	)	<b>STIPULATION AND ORDER</b>
14	the United States,	)	<b>EXTENDING DEFENDANTS'</b>
		)	<b>TIME TO RESPOND TO COMPLAINT</b>
14	Plaintiffs,	)	<b>AND CONTINUING CASE</b>
		)	<b>MANAGEMENT CONFERENCE</b>
15	v.	)	<u>PROPOSED</u> CLASS ACTION
16	EBAY, INC., a foreign corporation,	)	Action Filed: April 19, 2010
17	PAYPAL, INC., a Delaware corporation	)	[Declaration of George S. Azadian filed
18	Defendants.	)	concurrently]

1           WHEREAS, on April 19, 2010, plaintiffs Devinda Fernando and Vadim Tsigel  
2 (“Plaintiffs”) filed the Complaint in this action, which was served on defendants eBay Inc. and  
3 PayPal, Inc. (“Defendants”) by personal service on August 18, 2010;

4           WHEREAS, the parties have agreed to extend the date by which Defendants must answer  
5 or otherwise respond to the Complaint until and including October 18, 2010;

6           WHEREAS, pursuant to Local Rules 6-1 and 6-2, the parties may request an order changing  
7 time that would affect the date of an event or deadline already fixed by Court order;

8           WHEREAS, the Court currently has calendared: (i) August 31, 2010, as the deadline for the  
9 parties to file a Joint Case Management Statement; and (ii) September 7, 2010, at 2:00 p.m., as the  
10 date and time for the Case Management Conference;

11           WHEREAS, it would promote judicial efficiency to continue the Case Management  
12 Conference and the parties’ submission of their Joint Case Management Statement until after  
13 Defendants respond to the Complaint and after the hearing on any motion filed by Defendants in  
14 response to the Complaint; and

15           WHEREAS, in light of the foregoing, the parties request a continuance of the Case  
16 Management Conference to January 11, 2011 at 2:00 p.m. or an alternate date in January (to be  
17 determined by the Court) and an extension to file their Joint Case Management Statement to  
18 December 28, 2010 (or fourteen (14) days prior to the date set for the continued Case Management  
19 Conference).

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1 IT IS HEREBY STIPULATED, by and between the parties, through their respective  
2 counsel of record, that: (i) Defendants' time to answer or otherwise respond to the Complaint  
3 hereby is extended until and including October 18, 2010; (ii) the Case Management Conference be  
4 continued until January 11, 2011 at 2:00 p.m. and (iii) the parties' Joint Case Management  
5 Statement shall be due by December 28, 2010.

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8 Dated: August 25, 2010

STROOCK & STROOCK & LAVAN LLP  
JULIA B. STRICKLAND  
LISA M. SIMONETTI  
DAVID W. MOON  
GEORGE S. AZADIAN

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By: /s/ George S. Azadian  
George S. Azadian

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Attorneys for Defendants  
EBAY INC. and PAYPAL, INC.

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Dated: August 31, 2010

MARINA TRUBITSKY & ASSOCIATES, PLLC

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By: /s/ Marina Trubitsky (signed with permission)  
Marina Trubitsky

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Attorneys for Plaintiffs  
DEVINDA FERNANDO and VADIM TSIGEL

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**ORDER**

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

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Dated: 9/2/10

  
UNITED STATES MAGISTRATE JUDGE

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