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11 Attorneys for Plaintiffs and the Putative Class

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

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 19 IN RE: FACEBOOK PRIVACY LITIGATION
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Case No. 10-cv-02389-JW

CLASS ACTION

24 **STIPULATION AND**
 25 **[PROPOSED] ORDER**
 26 **CONTINUING CASE**
 27 **MANAGEMENT CONFERENCE**
 28 **TO OCTOBER 4, 2010**

ACTION FILED: 05/28/10

JURY TRIAL DEMANDED

24 This Stipulation is entered into by and among plaintiffs David Gould and Mike Robertson
 25 (collectively, "Plaintiffs") and defendant Facebook, Inc. ("Defendant") by and through their
 26 respective counsel.

27 WHEREAS the initial case management conference is scheduled for September 27, 2010
 28 at 10:00 a.m.;

1 WHEREAS Attorney Michael J. Aschenbrener will be out of the country on that date and
2 therefore unavailable to attend the case management conference;

3 WHEREAS the parties have agreed to continue the case management conference until
4 October 4, 2010 so that Attorney Aschenbrener will be able to attend.

5 **IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned
6 counsel for Plaintiffs and Defendant, as follows:

7 1. The initial case management conference in this action shall be continued to
8 October 4, 2010 at 10:00 a.m.; and

9 2. On or before September 24, 2010, the parties shall file a Joint Case Management
10 Statement pursuant to Fed. R. Civ. P. 26 and Civ. L.R. 16-9. The statement shall include, among
11 other things, a good faith discovery plan with a proposed date for close of all discovery. The
12 parties shall also address whether discovery should be bifurcated between class and merits.

13
14 Respectfully submitted,

15 Dated: September 8, 2010

NASSIRI & JUNG LLP

17 By: /s/ Kassra P. Nassiri
18 Kassra P. Nassiri
Attorneys for Plaintiff Mike Robertson

19 Dated: September 8, 2010

EDELSON MCGUIRE LLC

21 By: /s/ Michael J. Aschenbrener
22 Michael J. Aschenbrener (*pro hac vice*)
Attorneys for Plaintiff David Gould

23 Dated: September 8, 2010

COOLEY LLP

25 By: /s/ Matthew D. Brown
26 Matthew D. Brown
Attorneys for Defendant Facebook, Inc.

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PURSUANT TO STIPULATION OF THE PARTIES, IT IS SO ORDERED.

DATED: September 9, 2010



HON. JAMES WARE
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 Continuing Case Management Conference to October 4, 2010.

Dated: September 8, 2010

NASSIRI & JUNG LLP

By: _____/s/ Kassra P. Nassiri
Kassra P. Nassiri