

1 RANDALL W. EDWARDS (S.B. #179053)
 redwards@omm.com
 2 JEAN NIEHAUS (S.B. #254891)
 jniehaus@omm.com
 3 O'MELVENY & MYERS LLP
 Two Embarcadero Center, 28th Floor
 4 San Francisco, California 94111-3823
 Telephone: (415) 984-8700
 5 Facsimile: (415) 984-8701

6 Attorneys for Defendant
 Google Inc.

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

12 PALOMA GAOS, et al.
 13 **Plaintiffs,**
 14 **v.**
 15 **GOOGLE INC.,**
 16 **Defendant.**

Case No. 5:10-cv-04809-EJD

**STIPULATION TO EXTEND TIME
 FOR FILING MOTION TO DISMISS
 AND STIPULATED REQUEST FOR
 ORDER CHANGING TIME FOR
 MOTION TO DISMISS BRIEFING**

Honorable Edward J. Davila

17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28

1 Whereas Plaintiffs Paloma Gaos and Anthony Italiano (“Plaintiffs”) filed the Second
2 Amended Complaint (“SAC”) in the above-captioned action on May 1, 2012;

3 Whereas under the Federal Rules of Civil Procedure Defendant Google Inc. (“Google”)
4 must answer or otherwise respond to the SAC no later than May 15, 2012;

5 Whereas counsel for Google has communicated its intention to file a motion to dismiss to
6 counsel for Plaintiffs, and the parties have stipulated both to extend Google’s deadline to respond
7 to the SAC and to a schedule for the remaining motion to dismiss briefing;

8 Whereas the parties have agreed upon and reserved September 21, 2012 for the Court to
9 hear this motion;

10 Whereas the parties have agreed to this extension to give themselves adequate time to
11 brief the issues presented in this case;

12
13 Now, therefore, Pursuant to Civil Local Rule 6-1(a), the parties hereby stipulate to the
14 following:

15 Google’s motion to dismiss the SAC will be due no later than May 30, 2012.

16 Now, therefore, Pursuant to Civil Local Rules 6-1(b) and 6-2, and as supported by the
17 Declaration of Randall W. Edwards, the parties make the following stipulated request:

18 Plaintiffs’ opposition to Google’s motion to dismiss will be due no later than July 3, 2012;

19 Google’s reply in further support of its motion to dismiss will be due no later than July 17,
20 2012.

21
22 This stipulated extension and briefing schedule will not affect the date of any event or
23 deadline already fixed by the Court in this case.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: May 8, 2012

O'MELVENY & MYERS LLP

By: /s/ Randall W. Edwards

Randall W. Edwards
Attorneys for Defendant
Google Inc.

Dated: May 8, 2012

ASCHENBRENER LAW, P.C.
NASSIRI & JUNG LLP

By: /s/ Michael J. Aschenbrener

Michael J. Aschenbrener
Attorneys for Plaintiff
Paloma Gaos

Filer's Attestation: In compliance with General Order 45(X)(B), I hereby attest that concurrence in the filing of this Stipulation has been obtained from Michael Aschenbrener.

Dated: May 8, 2012

O'MELVENY & MYERS LLP

By: /s/ Randall W. Edwards

Randall W. Edwards
Attorneys for Defendant
Google Inc.