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14 **UNITED STATES DISTRICT COURT FOR THE**

15 **NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

16 DOE I, DOE II, Ivy HE, DOE III, DOE IV,  
17 DOE V, DOE VI, ROE VII, Charles LEE,  
18 ROE VIII, and LIU Guifu,

19 Plaintiffs,

vs.

20 CISCO SYSTEMS, INC., John CHAMBERS,  
21 Thomas LAM, Owen CHAN, and DOES 1-  
100,

22 Defendants.

Case No. 5:11-cv-02449-JF-PSG

Assigned to the Honorable Jeremy Fogel,  
U.S.D.J.

**STIPULATION AND [PROPOSED]  
ORDER RE: EXTENDING PLAINTIFFS'  
TIME TO FILE A FIRST AMENDED  
COMPLAINT PURSUANT TO FED. R.  
CIV. P. RULE 15(a)(1)(B)**

Action Filed: May 19, 2011

Scheduling Conference: September 23, 2011

Time: 10:30 am

Courtroom: 3, 5th floor

1 **STIPULATION**

2 IT IS HEREBY STIPULATED AND AGREED between DOE I, DOE II, Ivy HE, DOE  
3 III, DOE IV, DOE V, DOE VI, ROE VII, Charles LEE, ROE VIII, and LIU Guifu (“Plaintiffs”)  
4 and Defendants CISCO SYSTEMS, INC. (“Cisco”), John CHAMBERS (“Chambers”), Thomas  
5 LAM (“Lam”), and Owen CHAN (“Chan”) (“Defendants”) (collectively, the “Parties”), as  
6 follows:

7 **WHEREAS**, pursuant to the stipulation of the Parties, Defendants’ Motion to Dismiss  
8 was due no later than August 4, 2011 (docket entry “DE” 25);

9 **WHEREAS**, Defendants filed their Motion to Dismiss on August 4, 2011 (DE 49);

10 **WHEREAS**, the Parties held a telephonic conference pursuant to Fed. R. Civ. P. Rule  
11 26(f) on August 5, 2011, in which Plaintiffs notified Defendants that they expected to file a First  
12 Amended Complaint as a matter of course pursuant to Fed. R. Civ. P. Rule 15(a)(1)(B) by August  
13 25, 2011;

14 **WHEREAS**, on Sunday, August 14, 2011, Terri Marsh, lead counsel for Plaintiffs, was  
15 involved in a head-on automobile collision and suffered injuries including whiplash, facial  
16 contusions, and minor cuts and bruises, and has been unable to return to work and address the  
17 expected amendments to the Complaint;

18 **WHEREAS**, on August 22, 2011, Terri Marsh emailed Kathleen Sullivan, lead counsel  
19 for Defendants, and requested that, on account of the extenuating circumstances relating to her  
20 car accident, Plaintiffs be given additional time to file their expected First Amended Complaint as  
21 a matter of course pursuant to Fed. R. Civ. P. Rule 15(a)(1)(B); and

22 **WHEREAS**, Kathleen Sullivan agreed to extend Plaintiffs’ time to file their expected  
23 First Amended Complaint from August 25, 2011, by seven (7) to ten (10) days.

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1           **NOW THEREFOR IT IS HEREBY STIPULATED**, by and between the Parties,  
2 through their respective counsel, that if Plaintiffs file a First Amended Complaint as a matter of  
3 course pursuant to Fed. R. Civ. P. Rule 15(a)(1)(B), such First Amended Complaint shall be filed  
4 on or before September 2, 2011.

5 DATED: August 24, 2011

SCHWARCZ, RIMBERG, BOYD &  
RADER, LLP

7  
8 By:           /s/ K. Lee Boyd            
K. Lee Boyd, Esq.

10 HUMAN RIGHTS LAW FOUNDATION

11  
12 DATED: August 24, 2011

By:           /s/ Terri Marsh            
Terri E. Marsh, Esq. (*pro hac vice*)

13  
14 Attorneys for Plaintiffs

15 DATED: August 24, 2011

QUINN EMANUEL URQUHART  
& SULLIVAN, LLP

17  
18 By:           /s/ Kathleen Sullivan            
Kathleen Sullivan, Esq.<sup>1</sup>  
Isaac Nesser, Esq.

19  
20 Attorneys for Defendants

21 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

22  
23 DATED: \_\_\_\_\_, 2011

\_\_\_\_\_  
Hon. Jeremy Fogel

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28 <sup>1</sup> I have given my consent for Plaintiffs to electronically sign this Stipulation on my behalf.