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13 Attorneys for Defendant
 14 E. I. DU PONT DE NEMOURS AND COMPANY

15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17 SAN JOSE DIVISION

18 LOS GATOS MERCANTILE, INC. d/b/a
 19 LOS GATOS ACE HARDWARE, FRED
 20 SWAIM, INC. d/b/a QUALITY AUTO
 21 PARTS, ACE HARDWARE OF SOUTH
 22 WALTON, INC., LEXINGTON HOME
 23 CENTER, LLC, R.F. COLE, INC. d/b/a
 24 BREWERS PAINT CENTER,
 25 CUSIMANO CARSTAR COLLISION,
 26 INC., and THE CARPESHOPPE, INC.,
 27 on behalf of themselves and all others
 28 similarly situated,

Plaintiffs,

v.

E. I. DU PONT DE NEMOURS AND
 COMPANY, HUNTSMAN
 INTERNATIONAL LLC, KRONOS
 WORLDWIDE, INC., and MILLENNIUM
 INORGANIC CHEMICALS, INC.,
 Defendants.

Case No. 5:13-cv-01180-BLF

**STIPULATION AND [PROPOSED]
 ORDER CONTINUING CASE
 MANAGEMENT CONFERENCE AND
 EXTENDING PLAINTIFFS' TIME TO
 FILE SECOND AMENDED COMPLAINT**

[Civil L. R. 6-1(b); 6-2(a); and 7-12]

1 WHEREAS, the plaintiffs filed a complaint on March 15, 2013 [Dkt. No. 1], and a first
2 amended complaint on November 4, 2013 [Dkt. No. 62];

3 WHEREAS, the defendants filed a motion to dismiss the first amended complaint on
4 January 22, 2014 [Dkt. No. 70];

5 WHEREAS, the Court heard the defendants' motion to dismiss on July 10, 2014 [Dkt.
6 No. 99];

7 WHEREAS, the Court issued its Order Granting Motion to Dismiss in Part with Leave to
8 Amend on September 22, 2014 [Dkt. No. 105];

9 WHEREAS, the Court ordered the plaintiffs to file their second amended complaint on or
10 before October 13, 2014 [Dkt. No. 105];

11 WHEREAS, because the Court will be closed on October 13, 2014, in observance of
12 Columbus Day, the parties have agreed that the plaintiffs will have until October 14, 2014, to file
13 their second amended complaint;

14 WHEREAS, there is a Further Case Management Conference scheduled for October 16,
15 2014, at 1:30 p.m. [Dkt. No. 103];

16 WHEREAS, continuing the Further Case Management Conference until November 20,
17 2014, would facilitate a more productive conference because the defendants will have had an
18 opportunity to review the second amended complaint before the parties have to file a joint case
19 management conference statement; and

20 WHEREAS, with the Further Case Management Conference continued to November 20,
21 2014, the Joint Case Management Conference Statement would be due on or before
22 November 13, 2014;

23 **IT IS HEREBY STIPULATED AND AGREED** that:

24 1. The Case Management Conference scheduled for October 16, 2014, be continued
25 to November 20, 2014, at 1:30 p.m.

26 2. The Joint Case Management Conference Statement will be due on or before
27 November 13, 2014.

28 3. The plaintiffs will have until October 14, 2014, to file their second amended

1 complaint.

2 Dated: October 9, 2014

PRATT & ASSOCIATES

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4

/s/ Ben F. Pierce Gore

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Ben F. Pierce Gore (SBN 128515)

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Attorneys for IPPs and the Putative Class

9 Dated: October 9, 2014

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/s/ Beatrice B. Nguyen

10 Shari Ross Lahlou
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12 Lucy Grace D. Noyola
13 Attorneys for Defendant
14 E. I. DU PONT DE NEMOURS AND COMPANY

15 Dated: October 9, 2014

VINSON & ELKINS LLP

/s/ James Arthur Reeder, Jr.

16 James Arthur Reeder, Jr.
17 Erica L. Krennerich
18 Attorneys for Defendant
19 HUNTSMAN INTERNATIONAL, LLC

20 Dated: October 9, 2014

LOCKE LORD LLP

/s/ Paul Edward Coggins

21 Paul Edward Coggins
22 Kelly Rothermel Vickers
23 Attorneys for Defendant
24 KRONOS WORLDWIDE, INC.

1 Dated: October 9, 2014

ARNOLD AND PORTER LLP

2 /s/ James L. Cooper

3 James L. Cooper

4 Ryan Z. Watts

5 Noah L. Browne

Attorneys for Defendant

6 CRISTAL USA INC., FORMERLY KNOWN AS
MILLENNIUM INORGANIC CHEMICALS INC.

7
8 **ATTESTATION**

9 Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, I attest that concurrence in the
10 filing of this document has been obtained from the other signatories.

11 Dated: October 9, 2014

CROWELL & MORING LLP

13 /s/ Beatrice B. Nguyen

14 Beatrice B. Nguyen

15 Shari Ross Lahlou

Attorneys for Defendant

16 E. I. DU PONT DE NEMOURS AND COMPANY

17
18 **[PROPOSED] ORDER**

19 **PURSUANT TO STIPULATION, IT IS SO ORDERED.** For good cause shown, the
20 Case Management Conference scheduled for October 16, 2014, is hereby continued to
21 November 20, 2014, at 1:30 p.m. The parties shall file the Joint Case Management Conference
22 Statement on or before November 13, 2014. The plaintiffs will file their second amended
23 complaint on or before October 14, 2014.

24 Dated: _____, 2014



25 Hon. Beth Labson Freeman
26 United States District Judge