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18

19 UNITED STATES DISTRICT COURT  
20 NORTHERN DISTRICT OF CALIFORNIA

21  
22 MATTHEW CAMPBELL, MICHAEL  
HURLEY, and DAVID SHADPOUR, on  
23 behalf of themselves and all others  
similarly situated,

24 Plaintiffs,

25 v.

26 FACEBOOK, INC.,

27 Defendant.  
28

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Case No. C 13-5996 PJH

**JOINT STIPULATION AND ~~PROPOSED~~  
ORDER CONTINUING THE DEPOSITION  
OF ALEX HIMEL AND REMOVING THE  
CURRENT SOURCE CODE BRIEFING  
SCHEDULE AND HEARING DATE**



1 NOW, THEREFORE, subject to approval of the Court, the Parties hereby stipulate and  
2 request that the Court enter an order allowing the postponement of the deposition of Alex Himel  
3 and removing from the calendar the deadlines associated with such briefing set by the Court in its  
4 April 13, 2015 Order and as amended in the Court's June 12, 2015 Order, including the hearing  
5 date of August 13, 2015.  
6

7 Respectfully submitted,

8 Dated: June 26, 2015

LIEFF CABRASER HEIMANN &  
BERNSTEIN, LLP

9 By: /s/ Michael W. Sobol

10 *Attorneys for Plaintiffs and the Proposed*  
11 *Class*

12 Dated: June 26, 2015

GIBSON, DUNN, & CRUTCHER, LLP

13 By: /s/ Joshua A. Jessen

14 *Attorneys for Defendant Facebook, Inc.*  
15  
16  
17

18 **ATTORNEY ATTESTATION**

19 Pursuant to Civil Local Rule 5-1, I, Michael W. Sobol, hereby attest that concurrence in  
20 the filing of this document has been obtained from Joshua A. Jessen.  
21

22 Dated: June 26, 2015

LIEFF CABRASER HEIMANN &  
BERNSTEIN, LLP

23 By: /s/ Michael W. Sobol

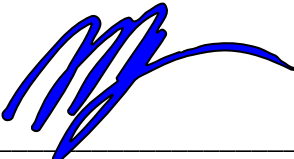
24 *Attorneys for Plaintiffs and the Proposed*  
25 *Class*  
26  
27  
28

1 ~~PROPOSED~~ ORDER

2 Having considered the Parties' Stipulation, and good cause appearing, the Court finds that,  
3 subject to the entry of an amended protective order governing the treatment of source code,  
4 Facebook has agreed to produce source code responsive to Plaintiffs' discovery requests for the  
5 time period September 1, 2009 to December 31, 2012. The Parties have met and conferred in  
6 good faith and have not identified any issues of disagreement related to the scope of the source  
7 code production. However, in the event that a dispute arises as to whether particular portions of  
8 the source code are responsive or relevant to Plaintiffs' claims, the Parties will meet and confer in  
9 a good-faith attempt to resolve the dispute. If they cannot reach agreement, the Parties will brief  
10 the dispute for the Court.  
11

12 Accordingly, the Court GRANTS the Parties Stipulation. It is HEREBY ORDERED that:  
13 the deposition of Alex Himel scheduled for July 1, 2015 has been continued to a date yet to be  
14 determined, Plaintiffs will not file a motion to compel related to the source code at this time, and  
15 the deadlines associated with such briefing set by the Court in its April 13, 2015 Order and as  
16 amended in the Court's June 12, 2015 Order, including the hearing date of August 13, 2015, shall  
17 be taken off calendar.  
18

19  
20 DATED: June 30, 2015  
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23 \_\_\_\_\_  
24 The Honorable Maria-Elena James  
25 United States Magistrate Judge  
26  
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