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Attorneys for Defendant Intuit Inc.

17 IN THE UNITED STATES DISTRICT COURT
18 FOR THE NORTHERN DISTRICT OF CALIFORNIA

19 IN RE INTUIT DATA LITIGATION

Case No. 15-CV-1778-EJD-SVK

21 THIS DOCUMENT RELATES TO:
22 **ALL ACTIONS**

23 **STIPULATION AND [~~PROPOSED~~] ORDER
MODIFYING BRIEFING SCHEDULE FOR
PLAINTIFFS' MOTION TO CERTIFY
ORDER FOR INTERLOCUTORY APPEAL**

24 Honorable Edward J. Davila

1 WHEREAS, on September 29, 2017, the Court entered an Order in this action granting
2 Defendant Intuit Inc.'s ("Intuit") Motion To Compel Arbitration (Dkt. 123; "Arbitration Order"),
3 compelling four of the plaintiffs to arbitration;

4 WHEREAS, on October 27, 2017, Plaintiffs filed a Motion to Certify Order for
5 Interlocutory Appeal under 28 U.S.C. § 1292(b) or, in the alternative, for leave to file a Motion
6 for Reconsideration of the Court's Arbitration Order pursuant to Civil Local Rule 7-9(b)(1)
7 (together, the "Motion for Leave to Appeal");

8 WHEREAS, Plaintiffs' Motion for Leave to Appeal is currently scheduled to be heard by
9 the Court on February 15, 2018 at 9:00 a.m.;

10 WHEREAS, Intuit's opposition to the Motion for Leave to Appeal is currently due
11 November 13, 2017, and Plaintiffs' reply is due by November 20, 2017;

12 WHEREAS, the parties have conferred and have agreed, subject to the Court's approval,
13 to the following modified briefing schedule for filing their opposition and reply briefs:

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<u>Event</u>	<u>Proposed Date</u>
Deadline for Defendant to file Opposition to Plaintiffs' Motion for Leave to Appeal	December 1, 2017
Deadline for Plaintiffs to file reply in support of their Motion for Leave to Appeal	December 22, 2017

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21 WHEREAS, the requested modification will not affect any other deadlines previously set
22 by the Court.

23 NOW, THEREFORE, the parties hereby stipulate and respectfully request that the
24 deadline for Defendant to file an opposition to Plaintiffs' Motion for Leave to Appeal be
25 continued from November 13, 2017 to December 1, 2017, and the deadline for Plaintiffs to file a
26 reply in support of their Motion be continued from November 20, 2017 to December 22, 2017.

1 IT IS SO STIPULATED.

2 Dated: November 6, 2017

Respectfully Submitted,

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LIEFF CABRASER HEIMANN & BERNSTEIN, LLP

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By: /s/ Roger N. Heller

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Michael W. Sobol
Roger N. Heller
Melissa A. Gardner

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Attorneys for Plaintiffs and the Proposed Class

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9 Dated: November 6, 2017

Respectfully Submitted,

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FENWICK & WEST LLP

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By: /s/ Rodger R. Cole

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Rodger R. Cole
Angel Chiang

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Attorneys for Defendant Intuit Inc.

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ECF CERTIFICATION

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Pursuant to Local Rule 5-1(i)(3), the filing attorney attests that he has obtained
18 concurrence regarding the filing of this document from the signatories to the document.

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20 Dated: November 6, 2017

By: /s/ Rodger Cole
Rodger R. Cole

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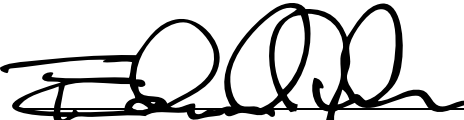
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[PROPOSED] ORDER

Pursuant to the parties' stipulation, the undersigned hereby orders that the briefing schedule for Plaintiffs' Motion to Certify Order for Interlocutory Appeal be modified as follows: Defendant shall file an opposition by December 1, 2017, and Plaintiffs shall file a reply by December 22, 2017.

IT IS HEREBY ORDERED.

Dated: November 7, 2017



Honorable Edward J. Davila
United States District Judge