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14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA  
16 SAN FRANCISCO DIVISION

17 In re:

18 NATIONAL SECURITY AGENCY  
19 TELECOMMUNICATIONS RECORDS  
20 LITIGATION

21  
22 This Document Relates To:

23 06-5343-VRW  
24 06-5485-VRW  
25 06-5576-VRW  
06-6253-VRW  
07-0464-VRW

26 *Mayer v. Verizon Communications, Inc., et al.*,  
27 No. 06-3650 (S.D.N.Y.) (N.D. Cal. case no. not  
yet assigned)

MDL Dkt. No. 06-1791-VRW

**STIPULATION AND [PROPOSED]  
ORDER TO EXTEND TIME FOR  
BELLSOUTH DEFENDANTS TO  
RESPOND TO CONSOLIDATED  
COMPLAINT**

[Civil L.R. 6-2, 7-1(a)(5), 7-12]

Courtroom: 6, 17th Floor  
Judge: Hon. Vaughn R. Walker

1 **RECITALS**

2 A. On January 16, 2007, the plaintiffs in *Herron*, 06-5343-VRW; *Joll*, 06-5485;  
3 *Conner*, 06-5576; *Derosier*, 06-6253-VRW; *Lebow*, 07-0464-VRW; and *Mayer v. Verizon*  
4 *Communications, Inc., et al.*, No. 06-3650 (S.D.N.Y.) (N.D. Cal. case no. not yet assigned)  
5 (“BellSouth Plaintiffs”) filed a “Master Consolidated Complaint Against Defendant  
6 ‘BellSouth’ for Damages, Declaratory and Equitable Relief” (“BellSouth Consolidated  
7 Complaint”). Dkt. 126.

8 B. On January 16, 2007, plaintiffs filed consolidated complaints against  
9 Cingular defendants, Sprint defendants, the Verizon/MCI defendants and several  
10 miscellaneous defendants. *See* Dkts. 121, 123, 124, 125.

11 C. On February 20, 2007, this Court entered an Order holding, *inter alia*, “If in  
12 any case the parties fail to file a stipulation for stay on or before March 8, 2007, defendants  
13 shall answer or otherwise respond to the complaint in such case not later than March 29,  
14 2007.” Dkt. 172.

15 D. The parties to the Sprint and Cingular consolidated complaints have agreed  
16 to a stay of those cases. *See* Dkts. 163, 177. All of the miscellaneous defendants have been  
17 dismissed from this MDL. *See* Dkts. 162, 164, 184 and 185.

18 E. Under the Court’s Order of February 20, 2007 (Dkt. 172), responses to the  
19 BellSouth Consolidated Complaint and the Verizon/MCI consolidated complaint against  
20 (Dkt. 125) are currently due on March 29, 2007.

21 F. The BellSouth Plaintiffs and Defendants have consulted regarding a  
22 stipulation with respect to the dates on which the BellSouth Defendants should file an  
23 answer or otherwise respond to the BellSouth Consolidated Complaint. Because resolution  
24 of motions to dismiss the Verizon/MCI Consolidated Complaint could materially impact  
25 briefing of the BellSouth Consolidated Complaint, and because the BellSouth Consolidated  
26 Complaint also may present different factual and legal issues, the BellSouth Plaintiffs and  
27 Defendants believe that it would be most efficient and economical of party and judicial

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**[PROPOSED] ORDER**

Pursuant to the foregoing Stipulation, and good cause appearing,

IT IS HEREBY ORDERED that the BellSouth Defendants shall have until the latter of the following dates to answer or otherwise respond to the BellSouth Consolidated Complaint:

1. May 29, 2007.
2. Twenty-eight days after the Court decides any motion to dismiss the Master Consolidated Complaint Against MCI Defendants and Verizon Defendants (Dkt. 125) brought by any defendant named by Dkt. 125.

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

Dated: March \_\_, 2007.

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Hon. Vaughn R. Walker  
United States District Chief Judge