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THE HONORABLE MARSHA J. PECHMAN

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

In re CELL THERAPEUTICS, INC.
CLASS ACTION LITIGATION

Master Docket No. C10-414 MJP

(consolidated with Nos. C10-480 MJP and
C10-559MJP)

**STIPULATION AND ORDER
CONCERNING PLAINTIFFS' MOTION
FOR CLASS CERTIFICATION**

This Document Relates To: All Actions

STIPULATION

WHEREAS, the Order Setting Trial Date & Related Dates, entered by the Court on March 30, 2011, does not address the filing of Plaintiffs' motion for class certification;

WHEREAS, the parties previously agreed in their Joint Status Report & Discovery Plan, filed on March 21, 2011, that due to the pendency of the case *Erica P. John Fund v. Halliburton Co.*, No. 09-1403, before the United States Supreme Court, Plaintiffs should file their class certification motion no later than February 15, 2012;

1 WHEREAS, the parties further agree that Plaintiffs should not file their class certification
2 motion until after the completion of expert discovery;

3 WHEREAS, pursuant to Local Rule 23(i)(3), the parties believe, based on the foregoing,
4 that good cause exists to grant Plaintiffs relief from Local Rule 23(i)(3); and

5 WHEREAS, the parties therefore agree that Plaintiffs have until February 15, 2012 to file
6 their class certification motion.

7 **IT IS HEREBY STIPULATED AND AGREED THAT:**

8 The parties believe there is good cause to grant Plaintiffs relief from Local Rule 23(i)(3)
9 to file their motion for class certification on or before February 15, 2012.

10
11 Dated: April 13, 2011

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1 **ORDER**

2 **PURSUANT TO STIPULATION, THE COURT ORDERS:**

3 Given the pendency of the case *Erica P. John Fund v. Halliburton Co.*, No. 09-1403,
4 before the Supreme Court and the date of completion of expert discovery, there exists good
5 cause to grant Plaintiffs relief from Local Rule 23(i)(3). Plaintiffs shall file their motion for
6 class certification on or before February 15, 2012.

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8 Dated: May 2, 2011

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11 Marsha J. Pechman
12 United States District Judge

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15 Presented by:

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