

THE HONORABLE BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

CRYSTAL LAM and NINA PHAN, on behalf of
themselves and all others similarly situated,

Plaintiff,

v.

T-MOBILE USA, INC.,

Defendant.

No. 2:21-cv-1137-BJR

**STIPULATION AND SECOND ORDER
TO EXTEND TIME TO ANSWER
COMPLAINT**

Under Western District of Washington Local Rule 7(d)(1) and 10(g), Plaintiffs Crystal Lam and Nina Phan and Defendant T-Mobile USA, Inc., (together the “Parties”) stipulate that T-Mobile’s deadline to answer or otherwise respond to the Complaint in this action is extended for a total of 60 days through December 17, 2021.

Good cause exists for this extension because the motion to transfer related cases for coordinated or consolidated pretrial proceedings under 28 U.S.C. § 1407 is still pending before the Judicial Panel on Multidistrict Litigation (“JPML”). *See In re T-Mobile Customer Data Sec. Breach Litig.*, MDL Docket No. 3019 (J.P.M.L. filed Aug. 23, 2021) (ECF No. 1). The plaintiffs in another case, *Daruwalla v. T-Mobile USA, Inc.*, No. 2:21-cv-1118 (W.D. Wash., filed Aug. 19, 2021), filed the transfer motion and identified this case, and numerous others, as related cases that should be transferred. *See In re T-Mobile*, MDL Docket No. 3019 (ECF Nos. 1, 2, 8-1, 11, 20, 48,

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62, 65). The additional 60 days will conserve judicial resources by allowing T-Mobile to assess the pending JPML motion and continue discussions with Plaintiffs' counsel here and counsel in the related cases before responding to Plaintiffs' Complaint.

Upon the Court entering or granting this 60-day extension, T-Mobile will file a notice of withdrawal for its pending motion to stay. (*See* ECF No. 21.)

Dated: October 5, 2021

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ORDER

IT IS SO ORDERED.

Dated this 6th day of October 2021.

s/Barbara J. Rothstein

Barbara J. Rothstein
U.S. District Court Judge

Presented by:

/s/ Steve Y. Koh

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