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16 [Additional Counsel Listed on Signature Page]

17
18 UNITED STATES DISTRICT COURT
19 NORTHERN DISTRICT OF CALIFORNIA
20 SAN JOSE DIVISION

21 CARL BARRETT, et al.,

22 Plaintiffs,

23 v.

24 APPLE INC., et al.,

25 Defendants.

Case No. 5:20-cv-04812-EJD

**JOINT STIPULATION AND [PROPOSED]
ORDER FOR EXTENSION OF
TEMPORARY STAY OF CASE PURSUANT
TO CIVIL L.R. 6-2 and 7-12**

Dept.: Courtroom 4 – 5th Floor
Judge: Honorable Edward J. Davila

1 The undersigned counsel for Michel Polston, Nancy Martin, Michael Rodriguez, Maria
2 Rodriguez, and Andrew Hagene (collectively, “Plaintiffs”), and Apple Inc. and Apple Value Services
3 LLC (collectively, “Apple,” and together with Plaintiffs, the “Parties”) in the above captioned action,
4 hereby stipulate and agree, pursuant to Civil Local Rules 6-2 and 7-12, as follows:

5 WHEREAS, on July 28, 2023, the Parties engaged in a mediation before Mr. Randy Wulff, which
6 ended with Mr. Wulff making a Mediator’s Proposal;

7 WHEREAS, on August 1, 2023, the Court granted the Parties’ joint stipulation requesting a
8 temporary stay of the case for thirty (30) days while the Parties evaluated the Mediator’s Proposal, ECF
9 No. 249;

10 WHEREAS, on August 30, 2023, the Court granted the Parties’ joint stipulation extending the
11 temporary stay of the case by another thirty (30) days while the Parties continued to evaluate the
12 Mediator’s Proposal, ECF No. 251;

13 WHEREAS, on October 11, 2023, the Court granted the Parties’ joint stipulation extending the
14 temporary stay of the case by ninety (90) days while the Parties negotiated a term sheet, ECF No. 254;

15 WHEREAS, the Parties have since executed a term sheet memorializing the material terms of
16 the settlement and are now diligently drafting a long-form settlement agreement, which will be submitted
17 to the Court with Plaintiffs’ anticipated preliminary approval motion;

18 WHEREAS, given the significant progress the Parties have made and the complex nature of class
19 actions settlements, the Parties request an additional sixty (60)-day extension of the temporary stay;

20 WHEREAS, the Parties will update the Court on their progress before the end of the requested
21 stay; and

22 WHEREAS, good cause exists for the requested stay, as set forth in the Declaration of David R.
23 Singh filed concurrently herewith;

1 NOW, THEREFORE, IT IS HEREBY STIPULATED by the Parties, through their respective
2 counsel, that:

- 3 1. The case shall be stayed for an additional sixty (60) days; and
- 4 2. Within sixty (60) days of the issuance of an Order granting this stipulation, the Parties
5 shall submit a Joint Status Report updating the Court on their progress.

6
7 Dated: January 3, 2024

Respectfully submitted,
WEIL, GOTSHAL & MANGES LLP

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10 By: /s/ David R. Singh
DAVID R. SINGH

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18 Attorneys for Defendants Apple Inc. and Apple
19 Value Services LLC

20 Dated: January 3, 2024

Respectfully submitted,
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22 By: /s/ Joseph P. Guglielmo
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ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1

I, David R. Singh, am the ECF User whose ID and password are being used to file the foregoing. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that all signatories concurred in this filing, and I shall maintain records to support this concurrence for subsequent production for the Court if so ordered or for inspection upon request by a party.

Dated: January 3, 2024

/s/ David R. Singh
DAVID R. SINGH

[PROPOSED] ORDER

1
2 Having reviewed and considered the Parties' stipulation to extend certain deadlines, the relevant
3 parties being in agreement, and for good cause shown, PURSUANT TO STIPULATION, IT IS
4 HEREBY ORDERED that:

- 5
- 6 1. The case shall be stayed for an additional sixty (60) days; and
 - 7 2. Within sixty (60) days from the date of this Order, the Parties shall submit a Joint Status
8 Report updating the Court on their progress.

9
10 **SO ORDERED this ____ of _____, 2024**

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12 _____
13 Hon. Edward J. Davila
14 UNITED STATES DISTRICT JUDGE
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