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Co-Lead Counsel and Attorneys for  
 Lead Plaintiff David Fee

**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION**

IN RE ZYNGA INC. SECURITIES  
 LITIGATION

**CLASS ACTION**

Lead Case No. 12-cv-04007-JSW

Consolidated with Case Nos.

12-CV-4048-JSW

12-CV-4059-JSW

12-CV-4064-JSW

12-CV-4066-JSW

12-CV-4133-JSW

12-CV-4250-JSW

This Document Relates To:  
 All Actions.

**STIPULATION AND [PROPOSED]  
 ORDER REGARDING CASE  
 MANAGEMENT CONFERENCE AND  
 CORRESPONDING DATES**

1 WHEREAS, on January 23, 2013, the Court appointed David Fee as Lead Plaintiff and  
2 approved Lead Plaintiff's selection of counsel, *i.e.*, Newman Ferrara LLP and Berman  
3 DeValerio (ECF No. 110);

4 WHEREAS, on February 7, 2013, Lead Plaintiff's counsel and counsel for Defendants  
5 Zynga Inc., Mark Pincus, David M. Wehner, John Schappert, Mark Vranesh, Reginald D.  
6 Davis, Cadir B. Lee, William Gordon, Reid Hoffman, Jeffrey Katzenberg, Stanley J. Meresman,  
7 Sunil Paul, and Owen Van Natta (the "Zynga Defendants") submitted a Stipulation and  
8 Proposed Order regarding Case Management Conference and corresponding dates applicable to  
9 all Defendants, which the Court granted on February 8, 2013 (ECF Nos. 111-112);

10 WHEREAS, pursuant to the February 8, 2013 Stipulation and Order, the Consolidated  
11 Complaint is currently to be filed no later than Friday, March 22, 2013;

12 WHEREAS, the February 8, 2013 Stipulation and Order thus provided Lead Plaintiff  
13 forty two (42) days from the date of its entry to file the Consolidated Complaint;

14 WHEREAS, on February 15, 2013, Lead Plaintiff's counsel served Defendants Morgan  
15 Stanley & Co., LLC, Goldman, Sachs & Co., J.P. Morgan Securities LLC, Merrill Lynch,  
16 Pierce, Fenner & Smith Incorporated, Barclays Capital Inc., and Allen & Company LLC (the  
17 "Underwriter Defendants") (*see* ECF Nos. 114-119);

18 WHEREAS, Lead Plaintiff's counsel states that they have engaged in ongoing  
19 investigations. Lead Plaintiff's counsel further states that a portion of their investigation time  
20 was devoted, in good faith, to resolving certain matters relating to a "Confidential Witness"  
21 with counsel for the Zynga Defendants, without the necessity of the Court's intervention. And  
22 Lead Plaintiff's counsel notes that the brief extension requested will not result in more than fifty  
23 four (54) days from entry of the February 8, 2013 Stipulation and Order setting the existing  
24 schedule;

25 WHEREAS, Lead Plaintiff's counsel and counsel for both the undersigned Zynga and  
26 Underwriter Defendants have conferred regarding the case management conference and related  
27 dates.

1           THEREFORE, IT IS HEREBY STIPULATED AND AGREED among the undersigned  
2 parties, subject to Court approval and for good cause shown, as follows:

- 3           • The Consolidated Complaint shall be filed no later than Wednesday, April 3,  
4           2013;
- 5           • Defendants' Motion to Dismiss shall be filed no later than Friday, May 31, 2013;
- 6           • Plaintiff's Opposition brief on the Motion to Dismiss shall be filed no later than  
7           Friday, July 12, 2013;
- 8           • Defendants' Reply brief on the Motion to Dismiss shall be filed no later than  
9           Friday, August 9, 2013;
- 10          • The hearing on the Motion to Dismiss shall be set for Friday, August 30, 2013 at  
11          9:00 a.m. in Courtroom 11 on the 19<sup>th</sup> floor; and
- 12          • The Case Management Conference shall be rescheduled for a date five weeks  
13          after the Court issues its Order on the Motion to Dismiss. A Joint case  
14          management conference statement shall be filed five court days in advance of the  
15          Case Management Conference.

16 **IT IS SO STIPULATED.**

17 DATED: March 18, 2013

**BERMAN DeVALERIO**

19 By: /s/ Nicole Lavallee  
20 Nicole Lavallee

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*Co-Lead Counsel and Attorneys for Lead Plaintiff  
David Fee*

DATED: March 18, 2013

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Meresman, Sunil Paul, and Owen Van Natta*

DATED: March 18, 2013

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*Attorneys for Defendants Morgan Stanley & Co.,  
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Securities LLC, Merrill Lynch, Pierce, Fenner &  
Smith Incorporated, Barclays Capital Inc., and  
Allen & Company LLC*

**E-Filing Attestation**

I, Nicole Lavallee, am the ECF User whose ID and password are being used to file this document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Anna Erickson White and Simona G. Strauss have concurred in this filing.

/s/ Nicole Lavallee  
Nicole Lavallee

**ORDER**

Pursuant to the stipulation of the parties and good cause having been shown, **IT IS HEREBY ORDERED that:**

- The Consolidated Complaint shall be filed no later than Wednesday, April 3, 2013;
- Defendants' Motion to Dismiss shall be filed no later than Friday, May 31, 2013;
- Plaintiff's Opposition brief on the Motion to Dismiss shall be filed no later than Friday, July 12, 2013;
- Defendants' Reply brief on the Motion to Dismiss shall be filed no later than Friday, August 9, 2013;
- The hearing on the Motion to Dismiss shall be set for Friday, August 30, 2013 at 9:00 a.m. in Courtroom 11 on the 19<sup>th</sup> floor; and
- The Case Management Conference shall be rescheduled for a date five weeks after the Court issues its Order on the Motion to Dismiss. A Joint case management conference statement shall be filed five court days in advance of the Case Management Conference.

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

DATED: \_\_\_\_\_

\_\_\_\_\_  
HON. JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE

**PROOF OF SERVICE**

I, Kathy Becker, hereby declare as follows:

I am employed by Berman DeValerio, One California, Suite 900, San Francisco, California, 94111. I am over the age of 18 years and am not a party to this action. On October 16, 2012, I served true and correct copies of:

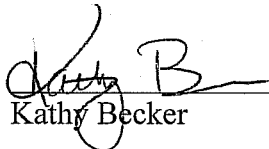
**STIPULATION AND [PROPOSED] ORDER REGARDING  
CASE MANAGEMENT CONFERENCE AND CORRESPONDING DATES**

by placing the document listed above enclosed in a sealed envelope, affixing proper first class postage, and depositing it in the United States Mail at San Francisco, California, in accordance with Berman DeValerio's ordinary business practices addressed as set forth below:

Francis P. McConville  
369 Lexington Avenue, 10th Floor  
New York, NY 10017

I declare under penalty of perjury pursuant to the laws of the United States that the foregoing is true and correct.

Executed at San Francisco, California, on March 18, 2013.

  
Kathy Becker