

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE GOOGLE INC. GMAIL LITIGATION

Master Docket No. 13-MD-02430-LHK

THIS DOCUMENT RELATES TO:

CASE MANAGEMENT ORDER

ALL ACTIONS

Clerk: Martha Parker Brown
Reporter: Irene Rodriguez
Length of Hearing: 29 minutes

Plaintiffs' Attorneys:

Sean F. Rommel, Jerome Tapley, and Kirk J. Wolden
for Plaintiffs Keith Dunbar, Brian Scott, Todd
Harrington, and Robert Fread;

Charles L. Gould for Plaintiffs Brent Scott, Matthew
Knowles, and Kristen Brinkman;

Kenneth J. Grunfeld for Keith Dunbar, Brian Scott,
Todd Harrington, A.K., Brent Scott, Matthew
Knowles, and Kristen Brinkman;

Michael K. Ng and Thomas P. Rosenfeld for Plaintiff
A.K

Defendant's Attorney: Whitty Somvichian

A Case Management Conference for the consolidated actions was held on May 8, 2013. A further Case Management Conference is set for September 5, 2013, at 1:30 p.m.

The Court adopted Plaintiffs' amended leadership proposal. ECF Nos. 12 and 27. The Court denied Plaintiff A.K.'s request for a minors' committee. Should attorney's fees ever be requested in this case, the Court will not award any fees for duplicative and inefficient work.

As set forth during the Case Management Conference, each side shall be limited to 50 interrogatories and 20 depositions. The interrogatories and depositions previously taken in the *Dunbar* action do not count towards the 50 interrogatory and 20 deposition limit. Google shall be permitted to take a second, 7-hour deposition of Plaintiff Keith Dunbar.

1 Plaintiffs' request that Plaintiffs be permitted to take separate case-specific discovery in
2 addition to the discovery in the MDL proceedings is DENIED. All case-specific discovery must be
conducted as part of the MDL-related discovery.

3 The page limits for Defendant's Motion to Dismiss and Plaintiffs' Motion for Class
4 Certification shall be: (1) 30 pages for the opening brief; (2) 30 pages for the Opposition brief; and
(3) 20 pages for the Reply brief.

5 The case schedule remains as set at the April 18, 2013 Case Management Conference:

6 DEADLINE TO FILE CONSOLIDATED COMPLAINT: May 16, 2013

7 MOTION TO DISMISS

8 Motion to Dismiss or, alternatively, Defendant's Answer to the Complaint: June 13, 2013

9 Opposition: July 11, 2013

Reply: July 29, 2013.

Hearing: September 5, 2013, at 1:30 p.m.

10 MOTION FOR CLASS CERTIFICATION

11 Motion for Class Certification: October 24, 2013

12 Opposition: November 21, 2013

13 Reply: December 19, 2013. If Plaintiffs file a Motion to Seal documents designated
14 confidential by Defendant in Plaintiffs' Reply, Defendant's response in support of
or opposition to Plaintiffs' Motion to Seal shall be due 14 days after Plaintiffs'
Motion to Seal is filed.

Hearing: January 16, 2014, at 1:30 p.m.

15 **IT IS SO ORDERED.**

16 Dated: May 8, 2013



LUCY H. KOH

United States District Judge