

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: Lee-Anne Shortridge  
Length of Hearing: 1hr 4 min

Plaintiffs' Attorneys: Sean F. Rommel, Christopher Travis, F. Jerome Tapley, Ernest Cory, Hirlye R. Lutz, III, James C. Wyly, Kirk J. Wolden, and Peter Drake Mann for Plaintiffs Keith Dunbar, Brian Scott, and Todd Harrington; Peter Litchfield for Plaintiffs Brian Scott and Todd Harrington; Michael C. Trammell for Plaintiff Keith Dunbar; Michael W. Slocumb, Richard M. Golumb, Blanch Gould for Plaintiffs Brent Scott, Matthew Knowles, and Kristen Brinkman; Thomas P. Rosenfeld, Kevin P. Green, Michael K. Ng, Michael Von Loewenfeldt for Plaintiff A.K

Defendant's Attorneys: Whitty Somvichian, Maco Stewart

An initial Case Management Conference for the consolidated actions was held on April 18, 2013. A further Case Management Conference is set for May 8, 2013, at 2:00 p.m.

Citing efficiency concerns, the Court rejected the Plaintiffs' proposed leadership structure as set forth in the parties' April 17, 2013 Joint Case Management Conference Statement. ECF No. 7. Plaintiffs shall file a new leadership structure proposal by April 26, 2013. Defendant shall file any response to Plaintiffs' proposal by April 30, 2013. Mr. Rommel and Mr. Tapley shall serve as interim co-lead counsel for Plaintiffs.

The Court will rule on pending Motions to Seal filed in connection with Dunbar's Motion for Leave to File Third Amended Class Action Complaint. By April 23, 2013, the parties shall withdraw the remaining motions pending before the undersigned judge, e.g. Dunbar's Motion for Class Certification and Google's Motion to Dismiss Scott I, and their related Motions to Seal. By

1 April 23, 2013, the parties shall withdraw all motions pending in the cases that were transferred to  
the undersigned judge pursuant to the MDL Transfer Order.

2 The parties shall file an amended protective order by May 3, 2013.

3 The following case schedule was set:

4 DEADLINE TO FILE CONSOLIDATED COMPLAINT: May 16, 2013

5 MOTION TO DISMISS

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

6 Opposition: July 11, 2013

7 Reply: July 29, 2013.

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

8 MOTION FOR CLASS CERTIFICATION

9 Motion for Class Certification: October 24, 2013

10 Opposition: November 21, 2013

11 Reply: December 19, 2013. If Plaintiffs file a Motion to Seal documents designated  
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.

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

13 **IT IS SO ORDERED.**

14 Dated: April 19, 2013

15   
16 LUCY H. KOH  
17 United States District Judge