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JUDGE KAPLAN'S CHAMBERS

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re:

**LEHMAN BROTHERS SECURITIES AND  
ERISA LITIGATION**

This Document Applies To:

*In re Lehman Brothers Equity/Debt Securities  
Litigation, No. 08 Civ. 5523 (LAK)*

Civil Action No. 09 MD 2017 (LAK)

ECF CASE

**JOINT STIPULATION  
AND PROPOSED ORDER**

~~PROPOSED~~ PRETRIAL ORDER NO. \_\_\_\_\_

Lead Plaintiffs,<sup>1</sup> the Structured Product Plaintiffs,<sup>2</sup> Defendant Ernst & Young LLP ("EY") and Defendant UBS Financial Services Inc. (collectively, "Parties"), by and through their undersigned counsel, hereby stipulate, subject to Court approval, as follows:

**RECITALS**

WHEREAS, on November 9, 2011, the Court issued Pretrial Order No. 23, which, among other things, ordered that the motion for class certification be filed on or before February 3, 2012, with opposition and reply papers to be filed on or before March 2 and March 16, 2012, respectively;

<sup>1</sup> Lead Plaintiffs are Alameda County Employees' Retirement Association, Government of Guam Retirement Fund, Northern Ireland Local Government Officers' Superannuation Committee, City of Edinburgh Council as Administering Authority of the Lothian Pension Fund, and Operating Engineers Local 3 Trust Fund.

<sup>2</sup> Structured Product Plaintiffs are Mohan Ananda, Richard Barrett, Ed Davis, Neel Duncan, Rick Fleischman, Nick Fotinos, Stephen Gott, Karim Kano, David Kotz, Barbara Moskowitz, J. Harry Pickle, Trustee Gastroenterology Associates, Ltd. Profit Sharing Plan FBO Charles M. Brooks, M.D., Ronald Profili, Lawrence Rose, Joe Rottman, Shea-Edwards Limited Partnership, Arthur Simons, Juan Tolosa, Grace Wang and Miriam Wolf.

**WHEREAS, on February 3, 2012, Lead Plaintiffs and the Structured Product Plaintiffs (together "Plaintiffs") each filed motions for class certification;**

**WHEREAS, on February 14, 2012, the Court issued Pretrial Order No. 28, which ordered that Defendants' papers opposing Plaintiffs' motion for class certification be filed on or before March 30, 2012, and Plaintiffs' reply papers be filed on or before April 20, 2012;**

**WHEREAS, Lead Plaintiffs' motion for class certification requested, among other things, the appointment of Alameda County Employees' Retirement Association ("ACERA") and additional plaintiff Oklahoma Firefighters Pension and Retirement System ("Oklahoma FF") as class representatives;**

**WHEREAS, EY has served document and deposition discovery requests to certain outside investment managers of ACERA and Oklahoma FF;**

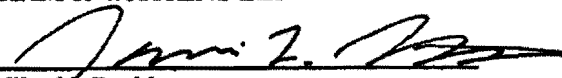
**WHEREAS, two of the investment managers and their counsel are unavailable for depositions until the final week of March, and the Parties have conferred and agreed that a five-day extension of the current class certification briefing schedule is necessary to complete the contemplated discovery;**

**NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and among the undersigned counsel, as follows:**

- 1. Defendants shall file their papers, if any, opposing Plaintiffs' Motions for Class Certification on or before April 4, 2012.**
- 2. Plaintiffs shall file their reply papers, if any, in support of their Motions for Class Certification on or before April 25, 2012.**

**Dated: March 16, 2012.**

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**SO ORDERED:**

Date: 3/16/12



Hon. Lewis A. Kaplan  
United States District Judge

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