

KAPLAN, J

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



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In re:

09 MD 2017 (LAK)

LEHMAN BROTHERS SECURITIES AND
ERISA LITIGATION

This Document Applies Only to:

Vallejo Sanitation and Flood Control District v. Fuld, et al.
S.D.N.Y. Case No. 1:09-cv-06040-LAK;

*Mary A. Zeeb, Monterey County Treasurer, on Behalf of the
Monterey County Investment Pool v. Fuld, et al.*
S.D.N.Y. Case No. 1:09-cv-01944-LAK;

Contra Costa Water District v. Fuld, et al.
S.D.N.Y. Case No. 1:09-cv-06652-LAK;

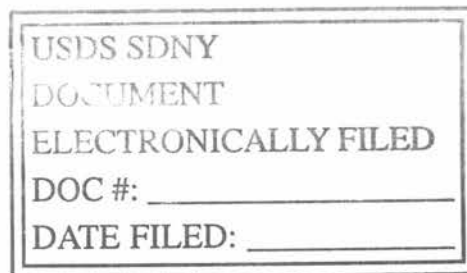
City of Burbank v. Fuld, et al.
S.D.N.Y. Case No. 1:09-cv-03475-LAK;

City of San Buenaventura v. Fuld, et al.
S.D.N.Y. Case No. 1:09-cv-03476-LAK;

City of Auburn v. Fuld, et al.
S.D.N.Y. Case No. 1:09-cv-03474-LAK;

The San Mateo County Investment Pool v. Fuld, et al.
S.D.N.Y. Case No. 1:09-cv-01239-LAK; and

Zenith Insurance Company v. Fuld, et al.
S.D.N.Y. Case No. 1:09-cv-01238-LAK



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**JOINT STIPULATION FOR EXTENSION OF TIME FOR DEFENDANTS
TO ANSWER THE CONSOLIDATED FIRST AMENDED COMPLAINT**

This joint stipulation was entered into on the 31st day of October 2012, by and among counsel for the Plaintiffs in the above-captioned actions (eight plaintiffs, collectively, the “California Action Plaintiffs”), the Lehman Individual Defendants,¹ and Ernst & Young LLP (“EY”).

WHEREAS, on November 29, 2011, the California Action Plaintiffs filed their Consolidated First Amended Complaint (“CFAC”) (MDL no. 530);

WHEREAS, on January 6, 2012, the Lehman Individual Defendants and EY filed motions to dismiss the CFAC;²

WHEREAS, on October 15, 2012, the Court issued a Memorandum Opinion granting in part and denying in part the motions to dismiss (MDL no. 1017);

WHEREAS, on October 25, 2012, the Court entered its Order in connection with the Memorandum Opinion (MDL No. 1023);

WHEREAS, pursuant to Federal Rule of Civil Procedure 12(a)(4)(A), the deadline for the Lehman Individual Defendants and EY to answer or otherwise respond to the CFAC is November 8, 2012;

WHEREAS, this is the parties’ first request for an extension in connection with an answer or response to the CFAC since the Court’s ruling on the defendants’ motions to dismiss.

NOW, THEREFORE, the parties jointly stipulate to the following:

1. The Lehman Individual Defendants and EY shall answer or otherwise respond to the CFAC on or before November 30, 2012.

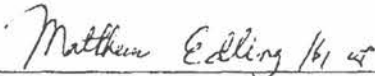
¹ The Lehman Individual Defendants are comprised of the Lehman Officer Defendants and the Lehman Director Defendants. The Lehman Officer Defendants are Richard S. Fuld, Jr., Christopher M. O’Meara, Erin Callan, Ian Lowitt, and Joseph M. Gregory. The Lehman Director Defendants are John F. Akers, Roger S. Berlind, Marsha Johnson Evans, Roland A. Hernandez, and Henry Kaufman.

² See MDL nos. 623 (EY’s motion), 624 (EY’s memorandum in support), 633 (Lehman Individual Defendants’ motion), and 640 (Lehman Individual Defendants’ memorandum in support).

2. The parties to this Stipulation reserve all rights available to them.

Dated: October 31, 2012
New York, New York

COTCHETT, PITRE & MCCARTHY, LLP DECHERT LLP

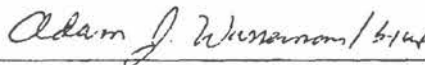

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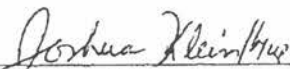
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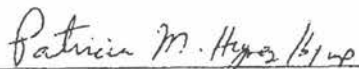
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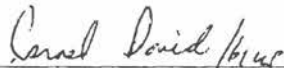
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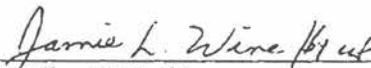


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SO ORDERED.

Date: 



Lewis A. Kaplan
United States District Judge