



UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE: PERSONAL WEB TECHNOLOGIES,
LLC ET AL.

Case No. 18-md-02834-BLF

This document relates to: Nos. 5-18-cv-00183;
5-18-cv-04037; 5-18-cv-03461; 5-18-cv-00149;
5-18-cv-00160; 5-18-cv-00163; 5-18-cv-02140;
5-18-cv-00162; 5-18-cv-00409 5-18-cv-03459;
5-18-cv-03462; 5-18-cv-03463; 5-18-cv-03458;
5-18-cv-00154; 5-18-cv-00155; 5-18-cv-00156;
5-18-cv-00157; 5-18-cv-00161; 5-18-cv-00165;
5-18-cv-00169; 5-18-cv-00170; 5-18-cv-00171;
5-18-cv-00173; 5-18-cv-00176; 5-18-cv-00178;
5-18-cv-00196; 5-18-cv-03571; 5-18-cv-03572;
5-18-cv-03573; 5-18-cv-03577; 5-18-cv-03578;
5-18-cv-03582; 5-18-cv-03579; 5-18-cv-03580;
5-18-cv-03581; 5-18-cv-03584; 5-18-cv-03455;
5-18-cv-03997

**JOINT STIPULATION EXTENDING
TIME FOR DEFENDANTS TO
RESPOND TO COMPLAINTS OR
FIRST AMENDED COMPLAINTS**

FENWICK & WEST LLP
ATTORNEYS AT LAW
MOUNTAIN VIEW

Pursuant to Civil L.R. 6-1(a), the undersigned parties to this multidistrict litigation (the “parties”) hereby stipulate and recite as follows:

WHEREAS, on July 13, 2018, the Court issued an Order granting the parties’ joint stipulation continuing the Preliminary Case Management Conference (Dkt. No. 26, the “Continued CMC Order”);

WHEREAS, as part of the Continued CMC Order, the Court permitted the parties to file a stipulation extending any defendant’s deadline to respond to the complaint up to a date that is two weeks after the Preliminary Case Management Conference without obtaining a court order (*Id.*);

WHEREAS, on July 18, 2018, the Court issued an Order setting the Preliminary Case Management Conference for September 20, 2018 (Dkt. No. 28, the “Reset CMC Order”);

WHEREAS, two weeks after the September 20, 2018 Preliminary Case Management Conference is October 4, 2018;

WHEREAS, pursuant to a stipulation between the parties that was then made part of the

1 Continued CMC Order (Dkt. No. 26) and the Reset CMC Order (Dkt. No. 28), all cases that are
2 part of this multidistrict litigation are stayed until September 20, 2018;

3 WHEREAS, the following defendants have requested, and PersonalWeb Technologies,
4 LLC and Level 3 Communications, LLC (collectively, "PersonalWeb") have agreed to, an exten-
5 sion of time up to and including October 4, 2018, for each of the following defendants to file an
6 answer or otherwise respond to PersonalWeb's Complaint or First Amended Complaint:

- 7 • Square, Inc., Atlas Obscura, Inc., LiveChat, Inc., Airbnb, Inc., Goldbely, Inc., Leap
8 Motion, Inc., Spokeo, Inc., Heroku, Inc., Merkle, Inc., Karma Mobility Inc., Match
9 Group, LLC, Match Group, Inc., WeddingWire, Inc., Capterra, Inc., Atlassian, Inc.,
10 Cloud 66, Inc., Curebit, Inc., Doximity, Inc., GoPro, Inc., Melian Labs, Inc., Quo-
11 tient Technology Inc., Reddit, Inc., Roblox Corporation, Stitch Fix, Inc., Tophatter,
12 Inc., Webflow, Inc., Vend Inc., BDG Media, Inc., Bitly, Inc., Blue Apron, LLC,
13 Centaur Media USA, Inc., E-consultancy.com Ltd, Fab Commerce & Design, Inc.,
14 FanDuel Inc., FanDuel Ltd., Food52, Inc., Panjiva, Inc., Group Nine Media, Inc.,
15 Thrillist Media Group, Inc., Spongecell, Inc., Fiverr International Ltd., and Kick-
16 starter, PBC;

17 THE PARTIES HEREBY STIPULATE and jointly request that all defendants named
18 herein shall have up to and including October 4, 2018 to submit an answer or otherwise respond
19 to the respective Complaint or First Amended Complaint.

20
21
22
23
24
25
26
27
28

FENWICK & WEST LLP
ATTORNEYS AT LAW
MOUNTAIN VIEW

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Respectfully submitted,

Dated: August 16, 2018

FENWICK & WEST LLP

By: /s/Todd R. Gregorian

Todd R. Gregorian

Attorneys for AMAZON.COM, INC., AMAZON WEB SERVICES, INC., AIRBNB, INC., ATLISSIAN, INC., CLOUD 66, INC., CUREBIT, INC., DOXIMITY, INC., GOLDBELY, INC., GOPRO, INC., LEAP MOTION, INC., MELIAN LABS, INC., QUOTIENT TECHNOLOGY, INC., ROBLOX CORPORATION, SQUARE, INC., STITCHFIX, INC., TOPHATTER, INC., VEND INC., WEBFLOW, INC., KARMA MOBILITY INC., LIVECHAT, INC., MATCH GROUP, LLC, MATCH GROUP INC., WEDDINGWIRE, INC., BDG MEDIA, INC., BITLY, INC., BLUE APRON, LLC, CENTAUR MEDIA USA, INC., E-CONSULTANCY.COM LTD., FAB COMMERCE & DESIGN, INC., FANDUEL INC., FANDUEL LTD., FOOD52, INC., GROUP NINE MEDIA, INC., PANJIVA, INC., SPONGECCELL, INC., THRILLIST MEDIA GROUP, INC., ATLAS OBSCURA, INC., FIVERR INTERNATIONAL LTD., AND SPOKEO, INC.

Dated: August 16, 2018

STUBBS, ALDERTON & MARKILES, LLP

By: /s/Michael A. Sherman

Michael A. Sherman

Jeffrey F. Gersh

Sandeep Seth

Wesley W. Monroe

Viviana Boero Hedrick

Attorneys for Plaintiff

PERSONALWEB TECHNOLOGIES, LLC

Dated: August 16, 2018

MACEIKO IP

By: /s/Theodore S. Maceiko

Theodore S. Maceiko (SBN 150211)

ted@maceikoip.com

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

MACEIKO IP
420 2nd Street
Manhattan Beach, California 90266
Telephone: (310) 545-3311
Facsimile: (310) 545-3344
Attorneys for Plaintiff
PERSONALWEB TECHNOLOGIES, LLC

Dated: August 16, 2018

DAVID D. WIER

By: /s/David D. Wier
DAVID D. WIER (*PRO HAC VICE*)
david.wier@level3.com
Assistant General Counsel
1025 Eldorado Boulevard
Broomfield, CO 80021
Telephone: (720) 888-3539
Attorneys for Plaintiff
LEVEL 3 COMMUNICATIONS, LLC

Dated: August 16, 2018

ARNOLD & PORTER KAYE SCHOLER LLP

By: /s/Nicholas H. Lee
Nicholas H. Lee (SBN 259588)
nicholas.lee@arnoldporter.com
777 S. Figueroa Street, 44th Floor
Los Angeles, CA 90017
Phone: (213) 243-4000
Fax: (213) 243-4199
Attorneys for Defendant HEROKU, INC.

Dated: August 16, 2018

KASOWITZ, BENSON, TORRES LLP

By: /s/Marcus A. Barber
Marcus A. Barber
MBarber@kasowitz.com
333 Twin Dolphin Drive, Suite 200
Redwood Shores, California 94065
Telephone: (650) 453-5170
Facsimile: (650) 453-5171

Attorneys for Defendant REDDIT, INC.

FENWICK & WEST LLP
ATTORNEYS AT LAW
MOUNTAIN VIEW

FENWICK & WEST LLP
ATTORNEYS AT LAW
MOUNTAIN VIEW

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: August 16, 2018

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, LLP

By: /s/Christopher C. Johns

Robert F. McCauley (SBN 162056)
robert.mccauley@finnegan.com
3300 Hillview Avenue
Palo Alto, California 94304
Telephone: (650) 849-6600
Facsimile: (650) 849-6666

C. Gregory Gramenopoulos (*pro hac vice*)
c.gregory.gramenopoulos@finnegan.com
Christopher C. Johns (*pro hac vice*)
christopher.johns@finnegan.com
901 New York Avenue NW
Washington, DC 20001-4413
Telephone: (202) 408-4000
Facsimile: (202) 408-4400

Attorneys for Defendants CAPTERRA, INC.
AND MERKLE, INC.

Dated: August 16, 2018

KELLEY DRYE & WARREN LLP

By: /s/Michael J. Zinna

Michael J. Zinna
mzinna@kelleydrye.com
David G. Lindenbaum
dlindenbaum@kelleydrye.com
101 Park Avenue
New York, New York 10178
Telephone: (212) 808-7800
Facsimile: (212) 808-7897

Attorneys for Defendant KICKSTARTER, PBC