

1 COOLEY LLP  
2 MICHAEL G. RHODES (116127)  
(rhodesmg@cooley.com)  
3 KATHLEEN R. HARTNETT (314267)  
(khartnett@cooley.com)  
4 AARTI REDDY (274889)  
(areddy@cooley.com)  
5 KYLE C. WONG (224021)  
(kwong@cooley.com)  
6 REECE TREVOR (316685)  
(rtrevor@cooley.com)  
7 3 Embarcadero Center, 20th Floor  
San Francisco, California 94111-4004  
Telephone: (415) 693-2000  
Facsimile: (415) 693-2222

9 COOLEY LLP  
10 ANGELA DUNNING (212047)  
(adunning@cooley.com)  
11 3175 Hanover Street  
Palo Alto, California 94304-1130  
12 Telephone: (650) 843-5000  
Facsimile: (650) 849-7400

13 COOLEY LLP  
14 ALEXANDER J. KASNER (310637)  
(akasner@cooley.com)  
15 99 Pennsylvania Avenue NW, Ste. 700  
Washington DC 20004-2400  
16 Telephone: (202) 842-7800  
Facsimile: (202) 842-7899

17 Attorneys for Defendant  
18 TWITTER, INC.

ENVISAGE LAW  
JAMES R. LAWRENCE, III  
(Admitted Pro Hac Vice)  
(jlawrence@envisage.law)  
ANTHONY J. BILLER  
(Admitted Pro Hac Vice)  
(ajbiller@envisage.law)  
2601 Oberlin Road, Suite 100  
Raleigh, North Carolina 27608  
Telephone: (919) 755-1317  
Facsimile: (919) 782-0452

CHARIS LEX P.C.  
SEAN P. GATES (SBN 186247)  
(sgates@charislex.com)  
301 N. Lake Ave., Ste. 1100  
Pasadena, California 91101  
Telephone: (626) 508-1715  
Facsimile: (626) 508-1730

Attorneys for Plaintiff  
ALEX BERENSON

19 UNITED STATES DISTRICT COURT  
20 NORTHERN DISTRICT OF CALIFORNIA  
21 SAN FRANCISCO DIVISION

23 ALEX BERENSON,

Case No. 3:21-cv-09818-WHA

24 Plaintiff,

STIPULATION EXTENDING DISCOVERY  
DEADLINES

25 v.

26 TWITTER, INC.,

CIV. L.R. 6-1, 6-2, 7-12

27 Defendant.

Pursuant to Civil Local Rules 6-1, 6-2, and 7-12, Plaintiff Alex Berenson and Defendant Twitter, Inc. (together the “Parties”) hereby stipulate to extend discovery deadlines for both Parties as follows:

**WHEREAS**, on May 4, 2022, the Court issued an order appointing Harold Peter Smith as mediator in this case;

**WHEREAS**, the Parties have conducted two separate mediation sessions in this case on May 27, 2022 and again on May 31, 2022;

**WHEREAS**, the Order set various deadlines for discovery, ordering that (1) Plaintiff shall produce certain documents by June 6, 2022; (2) Defendant shall produce certain documents by June 20, 2022; (3) Defendant may depose Plaintiff by June 27, 2022; (4) Plaintiff, following his deposition, may depose two of Defendant's current or former employees by July 14, 2022; and (5) the parties shall propose further discovery or summary judgment practice by July 21, 2022;

**WHEREAS**, to facilitate further settlement discussions, the parties agree that a modest extension of the discovery deadlines would facilitate the most efficient use of their resources and the Court's, including by permitting the parties to focus their efforts on resolution;

**WHEREAS**, the Order permitted counsel to “agree in a stipulation promptly filed herein to modest adjustments of the foregoing deadlines and obligations”;

**WHEREAS**, Civil Local Rule 6-1(b) permits the parties to file a stipulation seeking a court order modifying the Order's discovery deadline;

**WHEREAS**, the parties propose no changes to the substance or sequence of the discovery specified in the Order;

**NOW, THEREFORE**, the parties stipulate that the deadlines for the parties to conduct discovery specified by the Order are extended as follows:

- Plaintiff will produce the documents specified in paragraph 4 of the Order by **June 16, 2022.**
- Defendant will produce the documents specified in paragraph 5 of the Order by **June 30, 2022.**
- Defendant may take Plaintiff's deposition by **July 14, 2022.**

1           • After Plaintiff's deposition, Plaintiff may take depositions of two current or former  
2           employees of Defendant as specified in the Order by **August 5, 2022**.  
3           • The parties shall propose a further phase of discovery and/or a schedule for summary  
4           judgment motions by **August 12, 2022**.

5 IT IS SO STIPULATED.

7 Dated: June 2, 2022

COOLEY LLP

9 By: /s/ Kyle Wong

10           Kyle Wong  
11           Attorneys for Defendant

12 Dated: June 2, 2022

ENVISAGE LAW

13 By: /s/ James R. Lawrence, III

14           James R. Lawrence, III  
15           Attorneys for Plaintiff

17 **ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1**

18 I, Kyle Wong, attest that concurrence in the filing of the foregoing document has been  
19 obtained from the other signatory.

20 Executed on June 2, 2022, in San Francisco, California.

21 /s/ Kyle Wong

22           Kyle Wong

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.  
2  
3

4 DATED: June 2, 2022  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28



Hon. William Alsup  
UNITED STATES DISTRICT JUDGE