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12 GOOGLE LLC

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

15 FREE RANGE CONTENT, INC., a  
16 California corporation, COCONUT ISLAND  
SOFTWARE, INC., a Hawaii corporation,  
17 TAYLOR CHOSE, a Minnesota resident, and  
MATTHEW SIMPSON, a British Columbia,  
18 Canada resident, on behalf of themselves and  
all others similarly situated,

19 Plaintiffs,

20 v.

21 GOOGLE LLC, a Delaware corporation,

22 Defendant.  
23

No. 5:14-cv-02329-BLF

JOINT RESPONSE TO REQUEST FOR  
STATUS UPDATE AND AGREED  
REQUEST AND [PROPOSED] ORDER RE:  
MOTION FOR PRELIMINARY  
APPROVAL

Courtroom: 3  
Judge: Honorable Beth Labson Freeman  
Trial date: Vacated

1 In response to the Court's Order Requesting Status Update (Dkt. No. 235), Free Range  
 2 Content, Inc., Coconut Island Software, Inc., Taylor Chose, and Matthew Simpson ("Plaintiffs") and  
 3 Google LLC ("Google") (collectively, "the Parties") respectfully submit this Joint Response to  
 4 Request for Status Update and Agreed Request and [Proposed] Order re: Motion for Preliminary  
 5 Approval.

6 Since the Parties advised the Court that they had reached a settlement in principle through  
 7 mediation (Dkt. No. 232), the Parties have continued to work through and discuss certain issues  
 8 pertinent to settlement and negotiate the specific terms of a settlement agreement. The Parties have  
 9 reached agreement on almost all terms, and expect to resolve their remaining differences and to  
 10 finalize and execute an agreement by January 19, 2018.

11 In light of the foregoing, the Parties propose a preliminary approval schedule as follows:

Event	Date
Motion for Preliminary Approval	February 15, 2018
Response, if any	March 5, 2018
Reply, if any	March 12, 2018
Hearing, if any	March 22, 2018 at 9:00 a.m. (or as otherwise set by the Court)

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 13  
 14  
 15  
 16  
 17 The Parties will submit a joint proposed schedule for final approval of their settlement, including  
 18 a schedule for this Court's consideration of Plaintiffs' request for service awards, and for attorneys' fees,  
 19 costs, and expenses, with Plaintiffs' Motion for Preliminary Approval.

20  
 21 Dated: January 8, 2018

HAGENS BERMAN SOBOL SHAPIRO LLP

22 /s/ Robert F. Lopez

23 Robert F. Lopez

24 Attorneys for Plaintiffs and Class Counsel for the  
 Certified Class

25 Dated: January 8, 2018

COOLEY LLP

26 /s/ Jeffrey M. Gutkin

27 Jeffrey M. Gutkin

28 Attorneys for Defendant  
 GOOGLE INC.

**[PROPOSED] ORDER**

The Court, having reviewed the foregoing Joint Response to Request for Status Update and Agreed Request re: Motion for Preliminary Approval, hereby approves the Parties' proposed schedule for briefing and hearing Plaintiffs' Motion for Preliminary Approval.

Plaintiffs shall file their Motion for Preliminary Approval, and the Parties shall file all opening papers in support thereof, by February 15, 2018. Any opposition shall be due on or before March 5, 2018. Any reply to any opposition shall be filed no later than seven (7) days following the filing of any opposition, on or before March 12, 2018.

A hearing on the Motion for Preliminary Approval is scheduled for March 22, 2018, at 9:00 a.m., unless the Court advises in advance of that date that no hearing is necessary or that the hearing shall occur on a different date.

**IT IS SO ORDERED.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Hon. Beth Labson Freeman  
UNITED STATES DISTRICT JUDGE

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