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11 Attorneys for Plaintiff Airbnb, Inc.

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION  
15

16 AIRBNB, INC.,  
17 Plaintiff,  
18 HOMEAWAY.COM, INC.,  
19 Plaintiff-Intervenor,  
20 vs.  
21 CITY AND COUNTY OF SAN  
22 FRANCISCO,  
23 Defendant.

Case No. 3:16-cv-03615-JD

**STIPULATION AND [PROPOSED]  
ORDER REGARDING BRIEFING  
SCHEDULE FOR MOTION FOR  
PRELIMINARY INJUNCTION**

Judge: Hon. James Donato  
Courtroom: 11  
Action Filed: June 27, 2016

1 **STIPULATION**

2 WHEREAS, Plaintiff Airbnb, Inc. (“Airbnb”) filed its Complaint and Motion for a  
3 Preliminary Injunction in this action on June 27, 2016, Dkt. Nos. 1, 3;

4 WHEREAS, the Complaint challenged amended Sections 41A.5(e), 41A.5(g)(4)(C), and  
5 41A.7(b)(1)–(3) of the San Francisco Administrative Code (“the Ordinance”);

6 WHEREAS, on July 12, 2016, Plaintiff HomeAway.com, Inc. (“HomeAway”) filed a  
7 Complaint in Intervention challenging the same provisions of the Ordinance, Dkt. No. 24;

8 WHEREAS, on July 12, 2016, an amended version of the Ordinance was introduced at a  
9 San Francisco Board of Supervisors hearing;

10 WHEREAS, on July 14, 2016, Defendant City and County of San Francisco (the “City”)  
11 filed an unopposed administrative motion to stay proceedings in light of the proposed amendments  
12 to the Ordinance, Dkt. No. 31;

13 WHEREAS, on July 19, 2016, the Court entered an order staying the case pending  
14 completion of the amendment process, Dkt. No. 36;

15 WHEREAS, on August 11, 2016, an amended version of the Ordinance was enacted;

16 WHEREAS, on August 22, 2016, the Court held a telephonic status hearing, at which the  
17 Court instructed the parties to agree on a briefing schedule for Plaintiffs’ anticipated Joint Motion  
18 for a Preliminary Injunction to enjoin enforcement of the amended Ordinance, Dkt. No. 44;

19 THE PARTIES, BY AND THROUGH THEIR UNDERSIGNED COUNSEL, HEREBY  
20 STIPULATE AS FOLLOWS:

21 The following deadlines shall apply to the filing of Plaintiffs’ Amended Complaints and to  
22 the briefing for Plaintiffs’ Joint Motion for a Preliminary Injunction:

23 Plaintiffs’ Amended Complaints	September 6, 2016
24 Plaintiffs’ Joint Motion for Preliminary Injunction	September 6, 2016
25 <i>Amicus Curiae</i> Briefs in Support of Plaintiffs’ Motion	September 9, 2016
26 Defendant’s Opposition	September 19, 2016
27 Plaintiffs’ Joint Reply	September 26, 2016

1 The terms of the Court's July 11, 2016 order regarding *amicus curiae* briefs (Dkt. No. 22)  
2 shall apply to any *amicus curiae* brief filed on September 9, 2016.

3  
4 DATED: August 23, 2016

MUNGER, TOLLES & OLSON LLP  
JOHN W. SPIEGEL  
JONATHAN H. BLAVIN  
ELLEN M. RICHMOND  
JOSHUA PATASHNIK

7  
8 By: /s/ Jonathan H. Blavin  
JONATHAN H. BLAVIN  
9 Attorneys for Plaintiff Airbnb, Inc.

10  
11 DATED: August 23, 2016

DAVIS WRIGHT TREMAINE LLP  
JAMES C. GRANT  
AMBIKA K. DORAN

14  
15 By: /s/ James C. Grant  
JAMES C. GRANT  
16 Attorneys for Plaintiff-Intervenor HomeAway.com, Inc.

17  
18 DATED: August 23, 2016

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City Attorney  
WAYNE SNODGRASS  
JAMES M. EMERY  
TARA M. STEELEY  
ROBB W. K.APLA  
Deputy City Attorneys

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24 By: /s/ James M. Emery  
JAMES M. EMERY  
25 Attorneys for Defendant City and County of San Francisco  
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**FILER'S ATTESTATION**

I, Jonathan H. Blavin, am the ECF user whose identification and password are being used to file this Stipulation and Proposed Order Regarding Briefing Schedule for Motion for Preliminary Injunction. Pursuant to Civil Local Rule 5-1(i)(3), I hereby attest that the other above-named signatories concur in this filing.

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**[PROPOSED] ORDER**

Pursuant to the foregoing stipulation, the following deadlines shall apply to the filing of Plaintiffs' Amended Complaints and to the briefing for Plaintiffs' Joint Motion for a Preliminary Injunction:

Plaintiffs' Amended Complaints	September 6, 2016
Plaintiffs' Joint Motion for Preliminary Injunction	September 6, 2016
<i>Amicus Curiae</i> Briefs in Support of Plaintiffs' Motion	September 9, 2016
Defendant's Opposition	September 19, 2016
Plaintiffs' Joint Reply	September 26, 2016

The terms of the Court's July 11, 2016 order regarding *amicus curiae* briefs (Dkt. No. 22) shall apply to any *amicus curiae* brief filed on September 9, 2016.

PURSUANT TO STIPULATION, IT IS SO ORDERED,

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

\_\_\_\_\_  
Judge James Donato  
United States District Court Judge