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*Co-Interim Lead Plaintiffs' Counsel
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

THE GOVERNMENT OF GUAM
RETIREMENT FUND; THE SACRAMENTO
COUNTY EMPLOYEES' RETIREMENT
SYSTEM; THE BOARD OF TRUSTEES OF
THE NATIONAL ELEVATOR INDUSTRY
HEALTH BENEFIT FUND; and THE
BOARD OF TRUSTEES OF THE
PIPEFITTERS LOCAL 636 DEFINED
BENEFIT PENSION FUND, both individually
and on behalf of all others similarly situated,

Plaintiffs,

v.

AXA ROSENBERG GROUP LLC, AXA
ROSENBERG INVESTMENT
MANAGEMENT LLC, BARR ROSENBERG
RESEARCH CENTER LLC, and BARR
ROSENBERG,

Defendants.

Lead Case No. CV 11-00536 JSW
Case No. CV 11-0897 JSW
Case No. CV 11-02594 DMR

**STIPULATION AND [PROPOSED]
CONSOLIDATION ORDER**

Courtroom: 11, 19th Floor
Judge: Jeffrey S. White

- (c) direct that this Order be served upon defendants in the new case;
- and
- (d) make the appropriate entry in the Master Docket.

4. This Order is entered without prejudice to the rights of any party to apply for severance of any claim or action, for good cause shown.

MASTER DOCKET AND CAPTION

5. The docket in Civil Action No. CV 11-00536 shall constitute a Master Docket for this action. Hereafter, papers need only be filed in the Master Docket.

6. Every pleading filed in the Consolidated Action shall bear the following caption:

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

In re AXA ROSENBERG INVESTOR LITIGATION)	Master File No.
)	CV 11-00536 JSW
)	
This Document Relates To:)	<u>CLASS ACTION</u>
)	
)	
)	

7. The file in Civil Action No. CV 11-00536 shall constitute a Master File for every action in the Consolidated Action. When the document being filed pertains to all actions, the phrase "All Actions" shall appear immediately after the phrase "This Document Relates To:". When a pleading applies only to some, not all, of the actions, the document shall list, immediately after the phrase "This Document Relates To:", the docket number for each individual action to which the document applies, along with the last name of the first-listed plaintiff in said action (e.g., "No. CV 11-00536 JSW (The Government of Guam Retirement Fund))."

INTERIM LEAD PLAINTIFFS' COUNSEL

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2 8. The law firms of Bernstein Litowitz Berger & Grossmann LLP and Lieff Cabraser
3 Heimann & Bernstein, LLP, presently Co-Interim Lead Plaintiffs' Counsel for the proposed class
4 in the *Government of Guam* and *NEI Health Benefit Fund* Actions, are designated Co-Interim
5 Lead Plaintiffs' Counsel in the Consolidated Action pursuant to Fed. R. Civ. P. 23(g).

6 9. Co-Interim Lead Plaintiffs' Counsel shall set policy for plaintiffs for the
7 prosecution of the Consolidated Action, delegate and monitor the work performed by plaintiffs'
8 attorneys to ensure that there is no duplication of effort or unnecessary expense, coordinate on
9 behalf of plaintiffs the initiation and conduct of discovery proceedings, provide direction,
10 supervision and coordination of all the activities of plaintiffs' counsel, and have the authority to
11 negotiate a settlement, subject to approval of the Court, and allocate fees among plaintiffs'
12 counsel, if awarded. Any agreement reached between counsel for defendants and Co-Interim
13 Lead Plaintiffs' Counsel shall be binding on the plaintiffs and their counsel.

14 10. Co-Interim Lead Plaintiffs' Counsel shall be responsible for coordinating all
15 activities and appearances on behalf of plaintiffs in the Consolidated Action and for the
16 dissemination of notices and orders of this Court. No motion, request for discovery or other pre-
17 trial or trial proceedings shall be initiated or filed by any plaintiffs in the Consolidated Action
18 except through Co-Interim Lead Plaintiffs' Counsel.

19 11. Co-Interim Lead Plaintiffs' Counsel also shall be available and responsible for
20 communications to and from this Court, including distributing orders and other directions from
21 the Court to counsel. Co-Interim Lead Plaintiffs' Counsel shall be responsible for creating and
22 maintaining a master service list of all parties and their respective counsel.

23 12. Defendants take no position on the designation of Co-Interim Lead Plaintiffs'
24 Counsel, and this Order is issued without prejudice to any grounds defendants may later assert in
25 connection with class certification proceedings in this or any other action.

26 13. Defendants' counsel may rely upon agreements made with Co-Interim Lead
27 Plaintiffs' Counsel. Such agreements shall be binding on all plaintiffs.
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1 14. Any counsel of record for a party in this action or a related action who is not a
2 member of the Bar of this District but has been admitted to practice pro hac vice in this action or
3 such related action is hereby admitted to practice pro hac vice in the Consolidated Action.

4 PLEADINGS AND MOTIONS

5 15. The Consolidated Complaint filed April 15, 2011 in the *Government of Guam*
6 Action [Dkt. #20] (“Consolidated Complaint”) shall be deemed the operative complaint in the
7 Consolidated Action. Defendants are not required to respond to the complaint in any action
8 consolidated into this action other than the Consolidated Complaint or a complaint subsequently
9 designated by Co-Interim Lead Plaintiffs’ Counsel as the operative complaint.

10 16. All deadlines and orders in the *Government of Guam* Action shall apply in the
11 Consolidated Action until further order of the Court.

12 17. The parties shall serve all papers on each other by hand, by overnight delivery, by
13 email, or (by prior agreement) by facsimile, unless otherwise agreed upon by the parties.
14 Notwithstanding the foregoing, defendants may serve plaintiffs’ counsel, other than Co-Interim
15 Lead Plaintiffs’ Counsel, by first-class mail, unless otherwise agreed upon by the parties.

16 Dated: June 29, 2011

17 Respectfully submitted,

18 BERNSTEIN LITOWITZ BERGER
19 & GROSSMANN LLP
20 BLAIR A. NICHOLAS
21 BENJAMIN GALDSTON
22 DAVID KAPLAN
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24 /s/ Blair A. Nicholas
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*Co-Interim Lead Plaintiffs’ Counsel for the
Proposed Class*

1 Dated: June 29, 2011

Respectfully submitted,

2 LIEFF CABRASER HEIMANN &
3 BERNSTEIN, LLP
4 STEVEN E. FINEMAN
5 RACHEL GEMAN
6 KELLY M. DERMODY
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8 /s/ Rachel Geman

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18 *Co-Interim Lead Plaintiffs' Counsel for the*
19 *Proposed Class*

20 Dated: June 29, 2011

Respectfully submitted,

21 ROBBINS GELLER RUDMAN
22 & DOWD LLP
23 DAVID J. GEORGE

24 /s/ David J. George

25 DAVID J. GEORGE

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Attorneys for Plaintiff Trustees of the Carpenters
Pension Fund of Illinois

Dated: June 29, 2011

Respectfully submitted,

MAYER BROWN LLP
LEE H. RUBIN

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/s/ Lee H. Rubin
LEE H. RUBIN

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*Attorneys for Defendants AXA Rosenberg Group
LLC, AXA Rosenberg Investment Management, and
Barr Rosenberg Research Center LLC*

Dated: June 29, 2011

Respectfully submitted,

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JONATHAN BASS

/s/ Jonathan Bass
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Attorneys for Defendant Barr Rosenberg

THE FOREGOING STIPULATION
IS APPROVED AND IS SO ORDERED.

DATED: June 30, 2011



JUDGE JEFFREY S. WHITE