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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

JAMES COTTLE and FREDERICK
SCHOENEMAN, on behalf of themselves and
all others similarly situated,

Plaintiffs,

v.

PLAID INC., a Delaware corporation,

Defendant.

Case No.: 4:20-cv-03056-DMR

**DECLARATION OF SHAWN M.
KENNEDY IN SUPPORT OF
PLAINTIFFS' ADMINISTRATIVE
MOTION TO CONTINUE CASE
MANAGEMENT CONFERENCE**

1 I, SHAWN M. KENNEDY, hereby declare as follows:

2 1. I am a partner of the law firm of Herrera Purdy LLP (“HP”), co-counsel for
3 plaintiffs James Cottle and Frederick Schoeneman (together, “Plaintiffs”) in the above-captioned
4 action. I am a member in good standing of the Bar of the State of California and am admitted to
5 practice before this Court. I have personal knowledge of the statements contained in this
6 declaration and, if called to testify, I could and would testify competently to them. I submit this
7 declaration in support of the Plaintiffs’ Administrative Motion to Continue Case Management
8 Conference.

9 2. On July 17, 2020, the parties to this action joined with all parties to the related
10 actions of *Mitchell v. Plaid Inc.*, 3:20-cv-04230-SK, *Curtis, et al. v. Plaid Inc.*, 4:20-cv-04344-
11 DMR, and *Anderson, et al. v Plaid Inc.*, 3:20-cv-04480-JSC, to jointly file a stipulation
12 requesting that the Court consolidate those actions under Federal Rule of Civil Procedure 42(a),
13 and to appoint interim class counsel (the “Stipulation”).

14 3. On July 24, I reached out to counsel for defendant Plaid Inc. (“Plaid”) and
15 requested that Plaid agree to continue the Initial Case Management Conference until 30 days after
16 the Court rules on the Stipulation. Plaid declined on the basis that it would only agree to a
17 continuance until a date after the Court ruled on a motion to dismiss.

18 * * *

19 I declare under penalty of perjury under the laws of the United States that the foregoing is
20 true and correct. Executed this 27th day of July, 2020, in Newport Beach, California.

21
22
23
24 /s/ Shawn Kennedy
Shawn M. Kennedy

ATTESTATION OF FILER—LOCAL RULE 5-1(i)(3)

I, Rachel Geman, attest that concurrence in the filing of this document has been obtained from the signatories shown above. I declare under penalty of perjury that the foregoing is true and correct.

/s/ Rachel Geman

Rachel Geman