UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

INTERCONTINENTAL EXCHANGE, INC.

and

BLACK KNIGHT, INC.,

Defendants.

Case No. 3:23-cv-01710-AMO

JOINT STIPULATION AND ~~[PROPOSED]~~ MODIFIED ORDER REGARDING PRE-HEARING DEADLINES

The undersigned parties submit this joint stipulation pursuant to the Court's June 22, 2023 order (ECF 153).

In anticipation of the evidentiary hearing, the parties must meet and confer regarding the presentation of evidence and any other matters necessary to ensure the efficient presentation of the issues. Then, on Friday, July 14, 2023, the parties shall file a joint statement setting forth the following:

1. A list identifying each witness each party intends to call, the subject-matter of the testimony, and the anticipated length of the examination.

2. A list identifying each exhibit each party intends to offer at the evidentiary hearing through a witness declaration or live testimony. The list should also identify which exhibits are subject to a confidentiality designation and where on the docket the Court can locate a motion for in camera treatment, if any or a declaration in support of sealing as required by Local Rule 79-5. The parties are cautioned that the Court strongly disfavors closing the courtroom for any portion of the evidentiary hearing.

Further, the parties stipulate, subject to the Court's approval, to the following modifications to the Court's scheduling order (ECF 94).

Event	Deadline
Parties that intend to offer as evidence materials designated as confidential by an opposing party or non-party shall provide notice to the opposing party or non-party of any such materials by this date.	July 7, 2023
Deadline to file motions for in camera treatment of proposed hearing exhibits.	July 12, 2023
Deadline to file responses to motions for in camera treatment of proposed hearing exhibits.	July 17, 2023

STIPULATED BY:

Dated: June 23, 2023

SUSMAN GODFREY L.L.P.

By: */s/ Kalpana Srinivasan*
Kalpana Srinivasan

Kalpana Srinivasan, Bar No. 237460
ksrinivasan@susmangodfrey.com
Michael Gervais, Bar No. 330731
mgervais@susmangodfrey.com
Jesse-Justin Cuevas, Bar No. 307611
jcuevas@susmangodfrey.com
SUSMAN GODFREY L.L.P.
1900 Avenue of the Stars, Suite 1400
Los Angeles, CA 90067
Telephone: (310) 789-3100
Facsimile: (310) 789-3150

Shawn L. Raymond, *pro hac vice*
sraymond@susmangodfrey.com
Alexander L. Kaplan, *pro hac vice*
akaplan@susmangodfrey.com
Adam Carlis, *pro hac vice forthcoming*
acarlis@susmangodfrey.com
Michael C. Kelso, *pro hac vice pending*
mkelso@susmangodfrey.com
Abigail Noebels, *pro hac vice*
anoebels@susmangodfrey.com
Alejandra C. Salinas, *pro hac vice forthcoming*
asalinas@susmangodfrey.com
Krisina Zuñiga, *pro hac vice*
kzuniga@susmangodfrey.com
SUSMAN GODFREY L.L.P.
1000 Louisiana, Suite 5100
Houston, TX 77002-5096
Telephone: (713) 651-9366
Facsimile: (713) 654-6666

Michelle Park Chiu, Bar No. 248421

FEDERAL TRADE COMMISSION

By: */s/ Abby L. Dennis*
Abby L. Dennis

Peter Richman
Ashley Masters
Abigail Wood
Daniel Aldrich
Laura Antonini
Catharine Bill
Caitlin Cipicchio
Steven Couper
Jessica S. Drake
Janet Kim
Christopher Lamar
Lauren Sillman
Neal Perlman
Nicolas Stebinger
Nina Thanawala
Taylor Weaver

FEDERAL TRADE COMMISSION
600 Pennsylvania Avenue, NW
Washington, DC 20580
Telephone: (202) 326-2381

Attorneys for Plaintiff Federal Trade Commission

KEKER, VAN NEST & PETERS LLP

By: *R. James Slaughter*

R. James Slaughter

michelle.chiu@morganlewis.com
Minna Lo Naranjo, Bar No. 259005
minna.naranjo@morganlewis.com
MORGAN, LEWIS & BOCKIUS LLP
One Market, Spear Street Tower
San Francisco, CA 94105-1596
Telephone: (415) 442-1000
Facsimile: (415) 442-1001

J. Clayton Everett Jr., *pro hac vice*
clay.everett@morganlewis.com
Ryan M. Kantor, *pro hac vice*
ryan.kantor@morganlewis.com
MORGAN, LEWIS & BOCKIUS LLP
1111 Pennsylvania Avenue, NW
Washington, D.C. 20004-2541
Telephone: (202) 739-3000
Facsimile: (202) 739-3001

John C. Dodds, *pro hac vice*
john.dodds@morganlewis.com
Zachary M. Johns, *pro hac vice*
zachary.johns@morganlewis.com
MORGAN, LEWIS & BOCKIUS LLP
1701 Market Street
Philadelphia, PA 19103-2921
Telephone: (215) 963-5000
Facsimile: (212) 309-6001

Attorneys for Defendant
Intercontinental Exchange, Inc.

Elliot R. Peters
epeters@keker.com
R. James Slaughter
rslaughter@keker.com
Khari J. Tillery
ktilery@keker.com
KEKER, VAN NEST & PETERS LLP
633 Battery Street
San Francisco, CA 94111-1809
Telephone: (415) 391-5400
Facsimile: (415) 397-7188

Jonathan M. Moses, *pro hac vice*
Adam L. Goodman, *pro hac vice*
WACHTELL, LIPTON,
ROSEN&KATZ
51 West 52nd Street
New York, NY 10019
(212) 403-1361
jmmoses@WLRK.com
algoodman@WLRK.com

Attorneys for Defendant
Black Knight, Inc.

This order as modified has been entered after consultation with the parties.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: June 26, 2023

Honorable Araceli Martínez-Olguín
United States District Judge
Northern District of California