

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

NORA FERNANDEZ; AUGUSTO SCHREINER;  
EDDIE TORO VELEZ; VICTOR R. VELA DIEZ DE  
ANDINO; JUAN VIERA; GEORGINA VELEZ  
MONTES; and ESTHER SANTANA, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

-against-

UBS AG; UBS FINANCIAL SERVICES, INC.; UBS  
FINANCIAL SERVICES INCORPORATED OF  
PUERTO RICO; UBS TRUST COMPANY OF PUERTO  
RICO; UBS BANK USA; CARLOS V. UBIÑAS;  
MIGUEL A. FERRER; BANCO POPULAR de PUERTO  
RICO; and POPULAR SECURITIES, LLC,

Defendants.

No. 15-CV-2859 (SHS)

**STIPULATION AND**  
**PROPOSED REVISED**  
**SCHEDULING ORDER**

**WHEREAS**, on December 14, 2016, the Court entered an Order setting forth the case deadlines (ECF No. 129);

**WHEREAS**, on May 11, 2017, the Court held a conference with the parties to discuss certain discovery disputes and instructed Plaintiffs and the UBS Defendants to meet and confer to resolve certain of those disputes;

**WHEREAS**, Plaintiffs and the UBS Defendants have met and conferred and reached an agreement on most of the disputed discovery issues;

**WHEREAS**, given the large volume of documents which require collection and review, and the continuing negotiations between the parties, the UBS Defendants need additional time to complete their production; and

**WHEREAS**, adjustment of the deadline for the completion of document productions necessitates adjustment of the other deadlines in the December 14, 2016 Order;

**IT IS HEREBY STIPULATED AND AGREED** among the undersigned parties as follows:

1. The parties will continue to meet and confer in an effort to reach an agreement on the outstanding discovery issues. If the parties are unable to reach an agreement on the outstanding discovery issues by the later of (i) 10-calendar days from the entry of this Revised Scheduling Order; or (ii) July 7, 2017, however, the parties shall then seek the appropriate relief from the Court pursuant to Rule 2.G of this Court's Individual Practices.
2. Document productions shall be completed on or before August 30, 2017.
3. The UBS Defendants shall make a good-faith effort to make rolling productions of responsive, non-privileged documents to Plaintiffs beginning on the date this stipulation is signed, and continuing at least every three weeks until the UBS Defendants' production is completed on August 30, 2017.
4. Interrogatories, limited by Local Civil Rule 33.3, and requests for admissions shall be served on or before September 8, 2017 and responses and objections shall be served on or before October 13, 2017.
5. Fact discovery, including depositions of fact witnesses, shall be completed on or before November 20, 2017.

6. Expert Reports and Discovery:
  - a. Each party bearing the burden of proof regarding any issue about which it intends to call an expert witness shall identify any such experts and serve any expert report on or before January 17, 2018;
  - b. The opposing party shall identify its rebuttal experts on the same subject matter and serve any expert reports on or before February 28, 2018;
  - c. Any reply expert reports shall be served on or before March 30, 2018;
  - d. Expert discovery, including all depositions, shall be completed on or before May 7, 2018; and
  - e. Any Daubert motions shall be brought on or before May 23, 2018.
7. If plaintiffs wish to move for leave to further amend the Amended Class Action Complaint or to join additional parties, they must do so on or before August 30, 2017.
8. Class Certification:
  - a. Plaintiffs shall move for class certification on or before October 20, 2017;
  - b. Defendants shall have until no later than December 4, 2017, to depose any experts whose opinions plaintiffs submit in support of their motion;
  - c. Defendants shall file any response to plaintiffs' motion on or before December 22, 2017;
  - d. Plaintiffs shall have until no later than January 25, 2018, to depose any experts whose opinions defendants submit in opposition to plaintiffs' motion; and
  - e. Plaintiffs shall file their reply in support of their motion no later than February 9, 2018.

9. Summary judgment and other dispositive motions shall be filed on or before June 29, 2018.

Dated: New York, New York  
June 23, 2017

Respectfully submitted,

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*Attorneys for Plaintiffs*

SO ORDERED:

\_\_\_\_\_  
The Honorable Sidney H. Stein, U.S.D.J.

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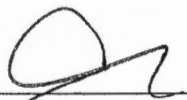
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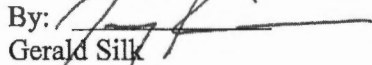
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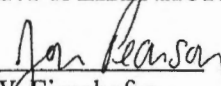
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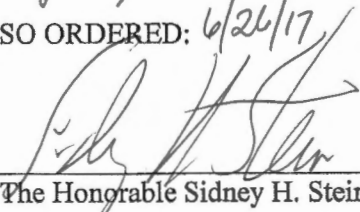
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*In light of the extraordinarily generous time the parties are allotting themselves in this extension, there will be absolutely no additional extensions of time granted. Any request, however forthright it may be, must set forth this language.*

Attorneys for Plaintiffs

SO ORDERED: 6/26/17  
  
The Honorable Sidney H. Stein, U.S.D.J.