

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

ANTHONY DALE, BRETT JACKSON,  
JOHNNA FOX, BENJAMIN  
BORROWMAN, ANN LAMBERT,  
ROBERT ANDERSON, and CHAD  
HOHENBERY on behalf of themselves and  
all others similarly situated,

Plaintiffs,

v.

DEUTSCHE TELEKOM AG, and T-  
MOBILE US, INC.,

Defendants.

Case No. 1:22-cv-03189

Hon. Thomas M. Durkin

Hon. Jeffrey Cole

**JOINT STATUS REPORT**

Pursuant to this Court’s ruling and guidance during the February 6, 2024 Status Conference, Plaintiffs and Defendant T-Mobile US, Inc. (“T-Mobile” and, together, “the parties”) respectfully submit this Joint Status Report. The parties exchanged correspondence and competing schedules on Tuesday, February 6, 2024, Wednesday, February 7, 2024, and Friday, February 9, 2024, and met and conferred telephonically on February 9, 2024. The parties now propose the following agreed schedule for combined class and merits expert discovery.

| <b>Date</b>      | <b>Deadline</b>                                                                                                  |
|------------------|------------------------------------------------------------------------------------------------------------------|
| January 15, 2026 | Deadline to Serve Opening Experts Reports on Class and Merits Issues for Which a Party Bears the Burden of Proof |
| March 26, 2026   | Opposing Expert Reports                                                                                          |
| June 4, 2026     | Rebuttal Expert Reports                                                                                          |
| July 16, 2026    | Deadline to Complete Expert Depositions                                                                          |

The parties respectfully request that the Court enter the foregoing schedule. The parties will make themselves available to discuss further should the Court have any questions.

Dated: February 9, 2024

/s/ Gary I. Smith, Jr.

Gary I. Smith Jr. (*pro hac vice*)  
HAUSFELD LLP  
600 Montgomery Street, Suite 3200  
San Francisco, CA 94111  
Phone: (267) 702-2318  
gsmith@hausfeld.com

Hill Brakefield (*pro hac vice*)  
HAUSFELD LLP  
888 16th Street N.W., Suite 300  
Washington, D.C. 20006  
Phone: (202) 540-7200  
hbrakefield@hausfeld.com

Brendan P. Glackin (*pro hac vice*)  
Lin Y. Chan (*pro hac vice*)  
Nicholas W. Lee (*pro hac vice*)  
Sarah D. Zandi (*pro hac vice*)  
Jules A. Ross (*pro hac vice*)  
LIEFF CABRASER HEIMANN & BERNSTEIN, LLP  
275 Battery Street, 29th Floor  
San Francisco, CA 94111-3339  
Phone: (415) 956-1000  
bglackin@lchb.com  
lchan@lchb.com  
nlee@lchb.com  
szandi@lchb.com  
jross@lchb.com

Eric L. Cramer (*pro hac vice*)  
Jeremy Gradwohl (*pro hac vice*)  
BERGER MONTAGUE PC  
1818 Market Street, Suite 3600  
Philadelphia, PA 19103  
Phone: (415) 215-0962  
Phone: (215) 715-3256  
ecramer@bm.net  
njacobs@bm.net

Robert Litan (*pro hac vice*)  
BERGER MONTAGUE PC  
2001 Pennsylvania Avenue, NW, Suite 300  
Washington, D.C. 20006  
Phone: (202) 559-9745  
rlitan@bm.net

Joshua P. Davis (*pro hac vice forthcoming*)  
BERGER MONTAGUE PC  
505 Montgomery Street, Suite 625  
San Francisco, CA 94111  
Phone: (415) 215-0962  
jdavis@bm.net

*Interim Co-Lead Class Counsel for Plaintiffs and the  
Proposed Class*

Kenneth N. Flaxman  
ARDC No. 830399  
Joel Flaxman  
ARDC No. 6292818  
LAW OFFICES OF KENNETH N. FLAXMAN P.C.  
200 S Michigan Ave., Suite 201  
Chicago, IL 60604  
Phone: (312) 427-3200  
jaf@kenlaw.com  
knf@kenlaw.com

*Interim Liaison Counsel for Plaintiffs and the  
Proposed Class*

/s/ Rachel S. Brass [with permission]

Clifford C. Histed  
ARDC No. 6226815  
Michael E. Martinez  
ARDC No. 6275452  
K&L GATES LLP  
70 West Madison Street  
Suite 3300  
Chicago, IL 60602-4207  
Phone: 312-807-4448  
clifford.histed@klgates.com  
michael.martinez@klgates.com

Theodore J. Boutrous, Jr. (*pro hac vice*)  
Daniel G. Swanson (*pro hac vice*)  
Rodney J. Stone (*pro hac vice*)  
GIBSON, DUNN & CRUTCHER LLP  
333 South Grand Avenue  
Los Angeles, CA 90071-3197  
Phone: 213-229-7000  
TBoutrous@gibsondunn.com  
DSwanson@gibsondunn.com  
RStone@gibsondunn.com

Rachel S. Brass (*pro hac vice*)  
GIBSON, DUNN & CRUTCHER LLP  
One Embarcadero Center  
San Francisco, CA 94111-3715  
Phone: 415-393-8200  
RBrass@gibsondunn.com

Josh Krevitt (*pro hac vice*)  
GIBSON, DUNN & CRUTCHER LLP  
200 Park Avenue  
New York, NY 10166-0193 USA  
Phone: 212-351-4000  
JKrevitt@gibsondunn.com

*Counsel for T-Mobile US, Inc.*

**CERTIFICATE OF SERVICE**

I, Gary I. Smith, Jr., hereby certify that the foregoing Joint Status Report was electronically filed on February 9, 2024, and will be served electronically via the Court's ECF Notice System upon the registered parties of record.

/s/ Gary I. Smith, Jr.  
Gary I. Smith, Jr.  
*Interim Co-Lead Counsel for Plaintiffs and  
the Proposed Class*