MGA Entertainment Inc v. Mattel Inc et al

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STIPULATION

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WHEREAS, MGA Entertainment, Inc. ("MGA") filed Case No. CV 11-1063 DOC (RNBx) against Mattel, Inc. and Robert A. Eckert (collectively "Mattel") on February 3, 2011, and filed a First Amended Complaint on November 10, 2011;

WHEREAS, Mattel may be required to move to dismiss MGA's Amended Complaint (or otherwise respond to it) by November 28, 2011, and Local Rules 7-9 and 7-10 state that MGA's response to Mattel's contemplated motion to dismiss shall be filed 21 days before the hearing date and Mattel's reply shall be filed 14 days before the hearing date;

WHEREAS, Local Rule 11-6 states that "[n]o memorandum of points and authorities, pre-trial brief, trial brief, or post-trial brief shall exceed 25 pages in length, excluding indices and exhibits, unless permitted by order of the judge";

WHEREAS, given the complexity and importance of the issues raised by Mattel's motion to dismiss, and in light of the holidays, the parties agree that an extended briefing schedule is appropriate in order to promote a better presentation of the issues;

NOW, THEREFORE, by and through their respective counsel of record, the Parties hereby stipulate and agree, subject to approval by the Court, that (1) Mattel's motion to dismiss and MGA's response thereto shall be no longer than 45 pages in length; (2) Mattel's motion to dismiss shall be filed by December 9, 2011; (3) MGA's response to Mattel's motion to dismiss shall be filed by January 17, 2012; (4) Mattel's reply shall be filed by January 30, 2012; (5) the hearing date shall be scheduled for February 13, 2012; and (6) Mattel's time to answer the Amended Complaint shall be tolled pending the resolution of Mattel's contemplated motion to dismiss pursuant to Federal Rule of Civil Procedure 12(a)(4)(A).

IT IS SO STIPULATED.

Case No. CV 11-01063 DOC (RNBx)

1	DATED: November 15, 2011	QUINN EMANUEL URQUHART & SULLIVAN. LLP
2		SOLLIVIAN, ELI
3		Bv_/s/ Michael T. Zeller
4		Michael T. Zeller Attorneys for Mattel, Inc. and Robert A. Eckert
5		Eckert
6	DATED: November 15, 2011	BLECHER & COLLINS. P.C.
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8		Bv /s/ Maxwell M. Blecher
9		Bv./s/ Maxwell M. Blecher Maxwell M. Blecher Attornevs for MGA. Entertainment. Inc.
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