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4 Attorney for Defendants  
 5 SKYLUX INC., INTERACTIVE INTELLIGENCE, INC.,  
 and MUJEEB PUZHAKKARAILLATH

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 9 UNITED STATES DISTRICT COURT  
 10 EASTERN DISTRICT OF CALIFORNIA – SACRAMENTO DIVISION

11 MOHIT RANDHAWA aka HARPAL  
 12 SINGH, and SHANNON CALLNET  
 13 PVT LTD,

14 Plaintiffs,

15 v.

16 SKYLUX INC., INTERACTIVE  
 17 INTELLIGENCE, INC., MUJEEB  
 18 PUZHAKKARAILLATH, SKYLUX  
 19 TELELINK PVT LTD; and DOES 1  
 through  
 20 20, inclusive.

21 Defendants.

Case No.  
 2:09–CV–02304–WBS–DAD

*Hon. William B. Shubb*

**STIPULATION AND  
 ORDER TO CONTINUE  
 SCHEDULING CONFERENCE  
 AND RULE 26(f) DEADLINES**

22 WHEREAS:

23 1. Plaintiffs Mohit Randhawa and Shannon Callnet Pvt Ltd.  
 24 (“Plaintiffs”) filed a Second Amended Complaint on January 6, 2010, following  
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1 orders by the Court on November 3, 2009 (Docket No. 27), on December 2, 2009  
2 (Docket No. 36), and on December 21, 2009 (Docket No. 37).

3 2. Plaintiffs filed a Third Amended Complaint on March 24, 2010,  
4 following an order by the Court on March 4, 2010 (Docket No. 61).

5 3. On March 29, 2010, Plaintiffs and Defendants filed a Stipulation and  
6 [Proposed] Order to Extend Defendants' Deadline to File Responses to Third  
7 Amended Complaint (or Fourth Amended Complaint) and to Continue the Status  
8 (Pre-Trial Scheduling) Conference (Docket No. 64).

9 4. On April 6, 2010, Plaintiffs filed a Motion For Leave to File Fourth  
10 Amended Complaint (Docket No. 65), and lodged therewith a proposed Fourth  
11 Amended Complaint (Docket No. 65-2).

12 5. On April 7, 2010, the Court issued an order granting the parties'  
13 Stipulation to Extend Defendants' Deadline to File Responses to Third Amended  
14 Complaint (or Fourth Amended Complaint) and to Continue the Status (Pre-Trial  
15 Scheduling) Conference, and continued the Status Conference to July 26, 2010.  
(Docket No. 66).

16 6. On April 26, 2010, Defendant Interactive Intelligence, Inc. ("ININ")  
17 filed a Motion to Dismiss the Third Amended Complaint. (Docket No. 69). The  
18 hearing was set by the Court for June 7, 2010. (Docket No. 70). On April 29,  
19 2010, the Court approved a stipulation to continue the hearing on Plaintiffs'  
20 Motion For Leave to File Fourth Amended Complaint until that same hearing date.  
21 (Docket No. 72).

22 7. On May 27, 2010, the Court on its own motion continued the June 7,  
23 2010 hearings to June 21, 2010. (Docket No. 76).

24 8. On June 18, 2010, the Court on its own motion ordered the June 21,  
25 2010 hearings off calendar and under submission. (Docket No. 81).

1           9.     On June 25, 2010, the Court on its own motion ordered the motions to  
2 be heard on August 2, 2010. The Court further ordered that the Status (Pre-Trial  
3 Scheduling) Conference be continued to September 20, 2010, with a Joint Status  
4 Report to be filed by September 7, 2010. (Docket No. 82).

5           10.    On August 2, 2010, the Court on its own motion ordered the hearing  
6 on the pending Motion For Leave to File Fourth Amended Complaint and Motion  
7 to Dismiss continued to August 9, 2010. (Docket No. 83).

8           11.    On August 9, 2010, the Court heard argument on the two motions.  
9 On August 10, 2010, the Court issued an order granting Plaintiffs' Motion For  
10 Leave to File Fourth Amended Complaint, and denied ININ's Motion to Dismiss  
11 as moot. (Docket No. 85). The Court ordered that Defendants had 30 days from  
12 the date of its order (i.e., until September 9, 2010) to respond to the Fourth  
13 Amended Complaint. (*Id.*)

14           12.    Defendants intend to file motions to dismiss the Fourth Amended  
15 Complaint, which motions will be set for hearing in October 2010, subject to the  
16 Court's availability. Plaintiffs intend to commence arbitration proceedings in the  
17 Eastern District of California. Defendant ININ intends to petition the Northern  
18 District of Illinois and compel arbitration in Chicago, IL. Plaintiffs will oppose  
19 any further motions to dismiss by Defendants and Plaintiffs will move this Court  
20 for sanctions accordingly.

21           13.    In order to avoid unnecessary expense and effort pending the hearing  
22 on Defendants' motions to dismiss, the parties, through their respective counsel of  
23 record herein, agree to a joint request that the Court continue the Status (Pre-Trial  
24 Scheduling Conference) until November 2010, and that the Joint Status Report be  
25 due 14 days prior to that Conference.

1           NOW THEREFORE, the parties, through their counsel of record herein,  
2 now STIPULATE AND AGREE to the following:

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1 The Status (Pre-Trial Scheduling) Conference shall be continued to  
2 November 29, 2010. The parties' obligations under Rule 26(f) shall be continued  
3 accordingly, with a Joint Status Report due November 15, 2010.

4 DATED: September 2, 2010

BUSINESS LEGAL PARTNERS

5  
6 /s/ Gregg A. Rapoport

GREGG A. RAPOPORT

7 Attorneys for Defendants

8 INTERACTIVE INTELLIGENCE, INC

9 SKYLUX, INC., MUJEEB

PUZHAKKARAILLATH and SKYLUX

10 TELELINK PVT LTD

11 DATED: September 2, 2010

OVERHAUSER & LINDMAN, LLC

12 /s/ Constance Lindman

13 *[authorized signature]*

14 CONSTANCE LINDMAN

15 Attorneys for Defendant

INTERACTIVE INTELLIGENCE, INC

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1 DATED: September 2, 2010

THE LAW OFFICE OF JAY IAN  
2 ABOUDI

3 /s/ Jay Aboudi

4 *[authorized signature]*

JAY ABOUDI

5 Attorney for Plaintiffs

6 MOHIT RANDHAWA aka HARPAL  
7 SINGH and SHANNON CALLNET PVT  
8 LTD

9 **ORDER**

10 Based on the stipulation entered by the parties, IT IS ORDERED THAT

11 The Status (Pre-Trial Scheduling) Conference shall be continued to  
12 November 29, 2010. The parties' obligations under Rule 26(f) shall be continued  
13 accordingly, with a Joint Status Report due November 15, 2010.

14 **IT IS SO ORDERED.**

15 DATED: September 3, 2010

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17 WILLIAM B. SHUBB

18 UNITED STATES DISTRICT JUDGE