

1 Paul H. Burleigh (State Bar No. 112512)
 Paul.Burleigh@leclairryan.com
 2 Gary P. Simonian (State Bar No. 177747)
 Gary.Simonian@leclairryan.com
 3 LECLAIRRYAN LLP
 888 South Figueroa Street, Suite 1800
 4 Los Angeles, CA 90017-5455
 Telephone: (213) 488-0503
 5 Telefax: (213) 624-3755

6 Attorneys for Plaintiff
 PNG Telecommunications, Inc., d/b/a
 7 Powernet Global Communications.

8 UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA, COUNTY OF SACRAMENTO

11 PNG TELECOMMUNICATIONS,
 INC. D/B/A POWERNET GLOBAL
 12 COMMUNICATIONS, a Ohio
 Corporation,

13 Plaintiff,

14 v.

15 PAC-WEST TELECOMM, INC., a
 16 California Corporation,

17 Defendants.

Case No.: 2:10-CV-01164-FCD-EFB

**STIPULATION AND ORDER TO
 CONTINUE HEARING OF
 DEFENDANT'S MOTION TO
 DISMISS PLAINTIFF'S COMPLAINT**

18
 19
 20 TO THE HONORABLE COURT:

21 Plaintiff PNG TELECOMMUNICATIONS, INC. D/B/A POWERNET
 22 GLOBAL COMMUNICATIONS ("Plaintiff") and Defendant PAC-WEST
 23 TELECOMM, INC., ("Defendant") by and through their respective counsel of
 24 record, hereby stipulate to continue the hearing of Defendant's Motion to Dismiss
 25 Plaintiff's Complaint to August 6, 2010, at 10:00 a.m., in Courtroom 2.

26 Plaintiff has determined that the Court may hear Defendant's motion on
 27 August 6, 2010.

28 Papers in support of the opposition and the reply will be filed pursuant to

1 Local Rule 230, in accordance with the new hearing date.

2 The purpose of the Stipulation is to allow the parties sufficient time to brief
3 the issues and arguments raised in Defendant's motion and to concurrently allow
4 the parties a further opportunity to settle their dispute.

5 IT IS SO STIPULATED.

6
7 DATED: June 24, 2010 LECLAIRRYAN, LLP

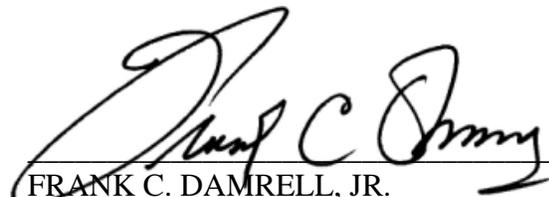
8
9
10 By: /s/ Gary P. Simonian
11 PAUL H. BURLEIGH
12 GARY P. SIMONIAN
13 Attorneys for Plaintiff
PNG TELECOMMUNICATIONS INC.
D/B/A POWERNET GLOBAL
COMMUNICATIONS

14 DATED: June 24, 2010 TOBIN LAW GROUP

15
16
17 By: /s/ James M. Tobin
18 JAMES M. TOBIN
19 WILLIAM C. HARRELSON
20 Attorney for Defendant
PAC-WEST TELECOMM, INC.

21 **IT IS SO ORDERED.**

22
23 Dated: June 24, 2010

24 
FRANK C. DAMRELL, JR.
UNITED STATES DISTRICT JUDGE