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 13 IKON OFFICE SOLUTIONS, INC.

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 15 IN THE UNITED STATES DISTRICT COURT
 16 FOR THE EASTERN DISTRICT OF CALIFORNIA
 17 SACRAMENTO

18 IKON OFFICE SOLUTIONS, INC.,
 19 Plaintiff,
 20 MICHAEL REZENTE and CHRISTY FRIEND,
 21 Defendants.

Case No.: 2:10-cv-01704-WBS-EFB (TEMP)

**JOINT MOTION FOR ORDER TO
 CONTINUE HEARING DATE AND
 TIME FOR PLAINTIFF TO RESPOND
 TO CHRISTY FRIEND'S MOTION TO
 DISMISS THE TORTIOUS
 INTERFERENCE AND BREACH OF
 DUTY OF LOYALTY CLAIMS STATED
 IN PLAINTIFF'S SECOND AMENDED
 COMPLAINT**

Courtroom: 5, 14th Floor
 Judge: Hon. William B. Shubb
 Complaint Filed: September 15, 2009
 FAC Filed: November 2, 2010
 SAC Filed: December 28, 2010

1 Plaintiff IKON Office Solutions, Inc. (“IKON”) and Defendant Christy Friend
2 (“Friend”), by their respective counsel, and in accordance with Civil Local Rules 143
3 and 144, hereby jointly stipulate and move this Court for an order continuing the
4 hearing date on Friend’s currently pending “Motion to Dismiss the Interference with
5 Prospective Economic Relations and Breach of Loyalty Claims Stated Against
6 Defendant Christy Friend Within IKON’s Second Amended Complaint” (hereinafter
7 “Friend’s Motion”) (Docket No. 93) from March 28, 2011 to April 11, 2011 or until
8 such time thereafter as is convenient for the Court, and also granting IKON an
9 extension of time of at least fourteen (14) additional days, through and including
10 March 18, 2011, instead of March 4, 2011, to file and serve its Opposition to Friend’s
11 Motion (Docket No. 93). In support of the foregoing, IKON and Friend (the
12 “Parties”) stipulate as follows:

- 13 1. Friend’s Motion was filed on or about January 12, 2011. The
14 Court, by its Order dated February 9, 2011 (Docket No. 95),
15 previously approved a stipulation for an extension of time for
16 IKON to respond to Friend’s Motion until March 4, 2011;
- 17 2. In the interim, the Parties have engaged in continuing settlement
18 discussions. The Parties wish to pursue said discussions, and to
19 devote their resources and energy to the possibility of resolving
20 their disputes; and
- 21 3. Accordingly, the Parties have agreed to extensions of time for
22 discovery and, for purposes of this joint motion, for IKON’s filing
23 of its Opposition to Friend’s Motion.

24 WHEREFORE, the Parties hereby jointly stipulate and move the Court for an
25 order continuing the hearing date on Friend’s Motion (Docket No. 93) from March 28,
26 2011 to April 11, 2011 or until such time thereafter as is convenient for the Court, and
27 also granting IKON an extension of time of at least fourteen (14) additional days,
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1 through and including March 18, 2011, to file and serve its Opposition to Friend's
2 Motion.

3 Pursuant to this extension, IKON's Opposition to Friend's Motion (Docket No.
4 93) would now be due by March 18, 2011, instead of March 4, 2011, and the hearing
5 date on Friend's Motion would be continued from March 28, 2011 to April 11, 2011
6 or until such time thereafter as is convenient for the Court.

7 Respectfully Submitted,

8 DUANE MORRIS LLP

9 ELLIS, LaVOIE, POIRIER,
STEINHEIMER & McGEE LLP

10 By: /s/ Terrance J. Evans
11 Richard L. Seabolt
12 Terrance J. Evans
13 Attorneys for Plaintiff
IKON Office Solutions, Inc.

10 By: /s/ Mark E. Ellis
11 Mark E. Ellis
12 Maria S. Rosenfeld
13 Counsel for Defendants
Michael Rezente and
Christy Friend

14 Dated: March 2, 2011

14 Dated: March 2, 2011

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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO

IKON OFFICE SOLUTIONS, INC.,

Plaintiff,

MICHAEL REZENTE and CHRISTY FRIEND,

Defendants.

Case No.: 2:10-cv-01704-WBS-EFB (TEMP)


ORDER

Courtroom: 5, 14th Floor

Judge: Hon. William B. Shubb
Complaint Filed: September 15, 2009
FAC Filed: November 2, 2010
SAC Filed: December 28, 2010

AND NOW, this 2nd day of March, 2011, upon consideration of the Joint Motion of the Parties to Continue Hearing Date and Time For Plaintiff To Respond To Christy Friend’s Motion to Dismiss the Tortious Interference and Breach of Duty of Loyalty Claims Stated in Plaintiff’s Second Amended Complaint (the “Motion”), IT IS HEREBY ORDERED that the Motion is GRANTED . Pursuant to this extension, IKON’s Opposition to Friend’s Motion is now due by March 18, 2011, and the hearing date on Friend’s Motion is continued from March 28, 2011 to April 11, 2011 at 2:00 p.m.

Dated: March 2, 2011


WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE