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15 Attorney for Defendants/Counterclaimants
Select Milk Producers, Inc., Fair Oaks Farms Brands, Inc.,
 16 *and Athlete's Honey Milk, LLC*

17 **UNITED STATES DISTRICT COURT**
 18 **EASTERN DISTRICT OF CALIFORNIA**

20 CYTOSPORT, INC., a California
 corporation,

21 Plaintiff,

22 vs.

23 SELECT MILK PRODUCERS, INC., a New
 24 Mexico corporation; and ATHLETE'S
 HONEY MILK, LLC, a Delaware limited
 25 liability company,

26 Defendants.

Case No.: 2:11-cv-01705-MCE-JFM

**STIPULATION AND ORDER TO
 CONTINUE THE HEARING DATE AND
 TIME FOR DEFENDANTS' MOTION
 FOR PROTECTIVE ORDER AND REPLY
 DUE DATE**

[LOCAL RULE 230(f)]

Date: November 15, 2012

Time: 11:00 a.m.

Magistrate John F. Moulds, 8th Floor

Complaint Filed: June 23, 2011

Trial Date: February 24, 2014



MILLSTONE
 PETERSON &
 WATTS, LLP

**STIPULATION AND ORDER TO CONTINUE THE HEARING DATE AND TIME FOR
 DEFENDANTS' MOTION FOR PROTECTIVE ORDER AND REPLY DUE DATE**

1 SELECT MILK PRODUCERS, INC., a New
2 Mexico corporation; and FAIR OAKS
3 FARMS BRANDS, INC., a Delaware limited
liability company,

4 Counterclaimants,

5 vs.

6 CYTOSPORT, INC., a California
7 corporation,

Counter Defendant.

8 Pursuant to Local Rule 230(f), Plaintiff/Counter Defendant CytoSport, Inc. (hereinafter
9 "Plaintiff") and Defendants/Counterclaimants Select Milk Producers, Inc., Fair Oaks Farms Brands,
10 Inc., and Athlete's Honey Milk, LLC ("Defendants"), hereby apply upon stipulation for an order
11 allowing for Defendants' hearing on motion for protective order (currently set for November 15,
12 2012) be continued to December 6, 2012, so that Defendants' motion for protective order can be
13 heard at the same time as Plaintiff's motion to compel (currently set for December 6, 2012).

14 The parties also stipulate that Defendants' reply to Plaintiff's opposition to Defendants'
15 motion for protective order will be due on November 22, 2012 (the same date Defendants'
16 opposition to Plaintiff's motion to compel is due).

17 The motion for protective order has not been previously continued. The parties hereby
18 stipulate to the entry of an Order continuing the hearing date and time of Defendants' motion for
19 protective order to be heard with Plaintiff's motion to compel currently set for December 6, 2012 and

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1 Defendants' reply to Plaintiff's opposition to Defendants' motion for protective order is now due on
2 November 22, 2012. The parties respectfully request the Court enter the Order.

3 **IT IS SO STIPULATED.**

Peter M. De Jonge (*Admitted Pro Hac Vice*)
Jed H. Hansen (*Admitted Pro Hac Vice*)
THORPE NORTH & WESTERN, LLP

4
5 *-and-*

6 DATED: November 6, 2012

MILLSTONE, PETERSON & WATTS, LLP
Attorneys at Law

7
8 By: /s/ GLENN W. PETERSON
 GLENN W. PETERSON

9
10 Attorneys for Plaintiff/Counter Defendant
CytoSport, Inc.

11 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
12 "conformed" signature (/s/) within this e-filed document.
13 **MILLSTONE PETERSON & WATTS, LLP /s/ Glenn W. Peterson**

14 DATED: November 6, 2012

BEST BEST & KRIEGER LLP

15
16 *-and-*

SHUMAKER, LOOP & KENDRICK, LLP

17
18 By: /s/ PETER R. SILVERMAN
 (As Authorized on 11/06/12)
 PETER R. SILVERMAN

19
20 Attorneys for Defendants/Counterclaimants
21 Select Milk Producers, Inc., Fair Oaks Farms
Brands, Inc., and Athlete's Honey Milk, LLC

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ORDER

Based upon the foregoing stipulation, and good cause appearing, Defendants' Motion for Protective Order (Doc Nos. 42, 42-1) in this matter is continued to December 6, 2012 at 11:00 a.m. and Defendants' reply to Plaintiff's opposition to Defendants' motion for protective order is now due on November 22, 2012.

IT IS SO ORDERED.

Date: 11/9/2012


UNITED STATES MAGISTRATE JUDGE

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