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7
 8 UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

11 LEVI STRAUSS & CO.,
 12 Plaintiff,
 13 v.
 14 ESPRIT US DISTRIBUTION, LTD., et al.,
 15 Defendants.

Case No. C 07-0910 SI

**STIPULATION AND [PROPOSED]
 ORDER CONTINUING BRIEFING
 AND HEARING ON DEFENDANTS'
 MOTION TO DISMISS**

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 18 At the Case Management Conference on May 11, 2009, this Court set the following
 19 schedule for defendants to file a motion to dismiss:

20 Motion to be filed on June 26, 2009

21 Opposition brief due on July 10, 2009

22 Reply brief due on July 17, 2009

23 Hearing on July 31, 2009, at 9:00 a.m.

24 The Court also set a further Case Management Conference on July 31, 2009, at 3:00 p.m.

25 Since the Case Management Conference, the parties have discussed settlement of this
 26 action, and have exchanged drafts of a settlement agreement. In order to allow those
 27 discussions to continue, the parties have agreed, and hereby stipulate, to extend the briefing
 28

1 and hearing dates on defendants' motion to dismiss, as well as the further Case Management
2 Conference, for two weeks. Accordingly, the parties stipulate and agree to the following
3 schedule:

4 Opposition brief due on July 24, 2009

5 Reply brief due on July 31, 2009

6 Hearing on August ²¹~~14~~, 2009, at 9:00 a.m. 21

7 Further Case Management Conference on August ~~14~~, 2009, at 3:00 p.m.

9 DATED: July 10, 2009

Respectfully submitted,

11 By: /s/ Gia L. Cincone
12 Gia L. Cincone
13 TOWNSEND AND TOWNSEND AND CREW
14 LLP
15 Attorneys for Plaintiff
16 LEVI STRAUSS & CO.

16 DATED: July 10, 2009

17 By: /s/ Rachel R. Davidson
18 Rachel R. Davidson
19 K&L GATES
20 Attorneys for Defendants

20 PURSUANT TO STIPULATION, IT IS SO ORDERED.

22 DATED: _____



22 Hon. Susan Illston
23 United States District Judge

25 62119325 v1