

Gordon & Rees LLP  
275 Battery Street, Suite 2000  
San Francisco, CA 94111

1 DION N. COMINOS (SBN: 136522)  
*dcominos@gordonrees.com*  
2 CATHERINE A. SALAH (SBN: 154524)  
*csalah@gordonrees.com*  
3 GORDON & REES LLP  
Embarcadero Center West  
4 275 Battery Street, Suite 2000  
San Francisco, CA 94111  
5 Telephone: (415) 986-5900  
Facsimile: (415) 986-8054  
6  
7 Attorneys for Defendant  
COMPASS VISION, INC.

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10

11 JOANNE ELIZABETH CLEVELAND, CYNTHIA  
12 DANIELS, LAURA FUJISAWA, CAROLINE  
13 HOWE and TRACEY MOORE,

14 Plaintiffs,

15 vs.

16 COMPASS VISION, INC.; NATIONAL MEDICAL  
SERVICES, INC., d/b/a NMS LABS, and DOES  
17 ONE THROUGH TWENTY,

18 Defendants.

CASE NO. **3:07-cv-05642-BZ**

**STIPULATION AND [PROPOSED]  
ORDER RE: MOTION TO STAY  
HEARING**

19 WHEREAS Compass Vision, Inc. ("Compass") filed a Motion to Stay Action on  
20 March 27, 2009.

21 WHEREAS the hearing for Motion to Stay the Action is currently scheduled for hearing  
22 on June 3, 2009.

23 WHEREAS time is of the essence in obtaining a ruling on Compass's Motion for Stay.

24 THEREFORE, the parties stipulate and agree to the following:

25 shorten the hearing date for the Motion to Stay;

26 waive oral argument;

27 any oppositions to or joinders in the Motion to Stay will be filed on or before  
28 April 14, 2009;

Gordon & Rees LLP  
275 Battery Street, Suite 2000  
San Francisco, CA 94111


1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

any replies to oppositions will be filed on or before April 21, 2009.

Dated: \_\_\_\_\_, 2009

GORDON & REES LLP


By:

  
DION N. COMINOS  
CATHERINE A. SALAH  
Attorneys for Defendant  
COMPASS VISION, INC.

Dated: Apr. 7, 2009

THE KANE LAW FIRM

By:

  
STEVEN S. KANE  
Attorneys for Plaintiffs

Dated: \_\_\_\_\_, 2009

POMERANTZ PERLBERGER & LEWIS  
LLP

By:

\_\_\_\_\_  
NORMAN PERLBERGER  
Attorneys for Plaintiffs

Dated: \_\_\_\_\_, 2009

LAW OFFICES OF SAMUEL G. GRADER

By:

\_\_\_\_\_  
CHRISTIAN GREEN  
Attorneys for Defendant  
NATIONAL MEDICAL SERVICES  
INC. dba NMS LABS

Dated: \_\_\_\_\_, 2009

PERRY, JOHNSON, ANDERSON, MILLER  
& MOSKOWITZ, LLP

By:

\_\_\_\_\_  
DAVID F. BEACH  
Attorneys for Defendant  
NATIONAL MEDICAL SERVICES  
INC. dba NMS LABS

Gordon & Rees LLP  
275 Battery Street, Suite 2000  
San Francisco, CA 94111

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

any replies to oppositions will be filed on or before April 21, 2009.

Dated: \_\_\_\_\_, 2009

GORDON & REES LLP

By:

\_\_\_\_\_  
DION N. COMINOS  
CATHERINE A. SALAH  
Attorneys for Defendant  
COMPASS VISION, INC.

Dated: \_\_\_\_\_, 2009

THE KANE LAW FIRM

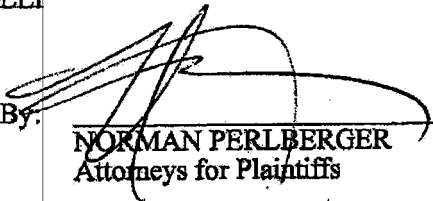
By:

\_\_\_\_\_  
STEVEN S. KANE  
Attorneys for Plaintiffs

Dated: \_\_\_\_\_, 2009

POMERANTZ PERLBERGER & LEWIS  
LLP

By:

  
\_\_\_\_\_  
NORMAN PERLBERGER  
Attorneys for Plaintiffs

Dated: \_\_\_\_\_, 2009

LAW OFFICES OF SAMUEL G. GRADER

By:

\_\_\_\_\_  
CHRISTIAN GREEN  
Attorneys for Defendant  
NATIONAL MEDICAL SERVICES  
INC. dba NMS LABS

Dated: \_\_\_\_\_, 2009

PERRY, JOHNSON, ANDERSON, MILLER  
& MOSKOWITZ, LLP

By:

\_\_\_\_\_  
DAVID F. BEACH  
Attorneys for Defendant  
NATIONAL MEDICAL SERVICES  
INC. dba NMS LABS

Gordon & Rees LLP  
275 Battery Street, Suite 2000  
San Francisco, CA 94111

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

any replies to oppositions will be filed on or before April 21, 2009.

Dated: \_\_\_\_\_, 2009

GORDON & REES LLP

By: \_\_\_\_\_

DION N. COMINOS  
CATHERINE A. SALAH  
Attorneys for Defendant  
COMPASS VISION, INC.

Dated: \_\_\_\_\_, 2009

THE KANE LAW FIRM

By: \_\_\_\_\_

STEVEN S. KANE  
Attorneys for Plaintiffs

Dated: \_\_\_\_\_, 2009

POMERANTZ PERLBERGER & LEWIS  
LLP

By: \_\_\_\_\_

NORMAN PERLBERGER  
Attorneys for Plaintiffs

Dated: April 3, 2009

LAW OFFICES OF SAMUEL G. GRADER

By: 

CHRISTIAN GREEN  
Attorneys for Defendant  
NATIONAL MEDICAL SERVICES  
INC. dba NMS LABS

Dated: \_\_\_\_\_, 2009

PERRY, JOHNSON, ANDERSON, MILLER  
& MOSKOWITZ, LLP

By: \_\_\_\_\_

DAVID F. BEACH  
Attorneys for Defendant  
NATIONAL MEDICAL SERVICES  
INC. dba NMS LABS

Gordon & Rees LLP  
275 Battery Street, Suite 2000  
San Francisco, CA 94111

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

any replies to oppositions will be filed on or before April 21, 2009.

Dated: \_\_\_\_\_, 2009

GORDON & REES LLP

By: \_\_\_\_\_  
DION N. COMINOS  
CATHERINE A. SALAH  
Attorneys for Defendant  
COMPASS VISION, INC.

Dated: \_\_\_\_\_, 2009

THE KANE LAW FIRM

By: \_\_\_\_\_  
STEVEN S. KANE  
Attorneys for Plaintiffs

Dated: \_\_\_\_\_, 2009

POMERANTZ PERLBERGER & LEWIS  
LLP

By: \_\_\_\_\_  
NORMAN PERLBERGER  
Attorneys for Plaintiffs

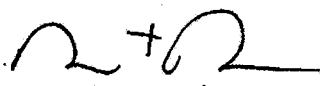
Dated: \_\_\_\_\_, 2009

LAW OFFICES OF SAMUEL G. GRADER

By: \_\_\_\_\_  
CHRISTIAN GREEN  
Attorneys for Defendant  
NATIONAL MEDICAL SERVICES  
INC. dba NMS LABS

Dated: 4/1 \_\_\_\_\_, 2009

PERRY, JOHNSON, ANDERSON, MILLER  
& MOSKOWITZ, LLP

By:   
DAVID F. BEACH  
Attorneys for Defendant  
NATIONAL MEDICAL SERVICES  
INC. dba NMS LABS


1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

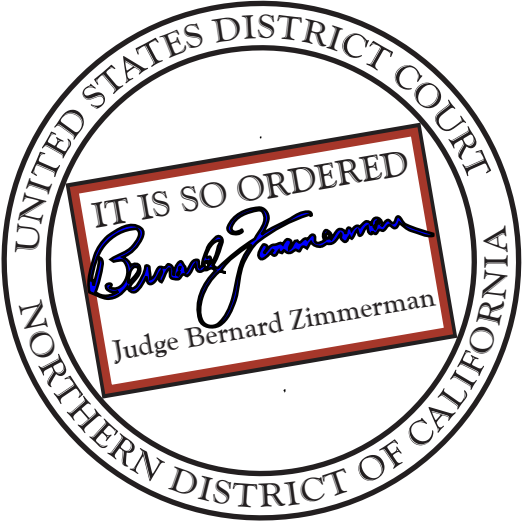
ORDER

PURSUANT TO STIPULATION AND GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that Compass's Motion to Stay the Action shall be submitted on the papers. Any oppositions or joinders must be filed on or before April 14, 2009. Any replies must be filed on or before April 21, 2009.

SO ORDERED.

Dated: April 13, 2009

  
Honorable Bernard Zimmerman  
Judge of the District Court



Gordon & Rees LLP  
275 Battery Street, Suite 2000  
San Francisco, CA 94111