

1 KEKER & VAN NEST, LLP
 ELLIOT R. PETERS - #158708
 2 DANIEL PURCELL - #191424
 TRAVIS LEBLANC - #251097
 3 OZAN O. VAROL - #252571
 710 Sansome Street
 4 San Francisco, CA 94111-1704
 Telephone: (415) 391-5400
 5 Facsimile: (415) 397-7188
epeters@kvn.com
 6 dpurcell@kvn.com
tleblanc@kvn.com
 7 ovarol@kvn.com

8 Attorneys for Defendants
 SEYFARTH SHAW LLP and JACK L. SLOBODIN
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10 IN THE UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN FRANCISCO DIVISION
 13

14 RICHARD W. BERGER and BRANT W.
 15 BERGER,

16 Plaintiffs,

17 v.

18 SEYFARTH SHAW LLP, an Illinois limited
 liability partnership; JACK L. SLOBODIN, an
 19 individual; BURNETT, BURNETT &
 ALLEN, a California partnership; DOUGLAS
 20 B. ALLEN, an individual; and DOES 1-100,
 inclusive,
 21

22 Defendants.

Case No. C07-05279 JSW

**STIPULATION AND ~~PROPOSED~~
 ORDER TO FILE DEFENDANTS
 SEYFARTH SHAW LLP'S AND JACK
 SLOBODIN'S FIRST AMENDED
 ANSWER AND AFFIRMATIVE
 DEFENSES**

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STIPULATION

IT IS HEREBY STIPULATED by the parties, through their respective counsel, that upon the entry of this Order by the Court, Defendants Seyfarth Shaw LLP and Jack Slobodin will file their First Amended Answer and Affirmative Defenses, attached hereto as Exhibit A.

Dated: October 31, 2008

KEKER & VAN NEST, LLP

By: /s/ Travis LeBlanc

TRAVIS LEBLANC
Attorneys for Defendants
SEYFARTH SHAW LLP, and JACK L.
SLOBODIN

Filer's Attestation: Pursuant to General Order No. 45, Section X.B. regarding signatures, Travis LeBlanc hereby attests that concurrence in the filing of the document has been obtained.

Dated: October 31, 2008

BECK, ROSS, BISMONTE & FINLEY,
LLP

By: /s/ Craig Alan Hansen

CRAIG ALAN HANSEN
Attorneys for Plaintiffs
RICHARD W. BERGER and BRANT W.
BERGER

Concurrence obtained per General Order 45 X.B.

ORDER

Pursuant to the parties' stipulation, Defendants hereby are given permission to file their First Amended Answer and Affirmative Defenses.

IT IS SO ORDERED.

Dated: November 3, 2008



The Honorable Jeffrey S. White
United States District Judge