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6 Attorneys for Defendant ACTIVE RESPONSE GROUP, INC.

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

11 ASIS INTERNET SERVICES, a California corporation, and JOEL HOUSEHOLTER, d/b/a)	Case No. CV 07-6211 TEH
12 KNEELAND ENGINEERING, d/b/a)	STIPULATION RELATING TO STAY
FOGGY.NET,)	
)	
13 Plaintiffs,)	
)	
14 v.)	
)	
15 ACTIVE RESPONSE GROUP, INC. et al.)	
)	
16 Defendants.)	

17 On September 16, 2008, the Court certified its July 30, 2008 decision pursuant to 28
 18 U.S.C. § 1292(b) and stayed the proceedings in this Court pending decision on the appeal, or, if
 19 the Court of Appeal does not grant permission for interlocutory appeal, pending Ninth Circuit’s
 20 decision in *Asis Internet Servs. v. Azoogole.com, Inc.*, Case No. 0815979. Pursuant to the
 21 September 16, 2008 Order, the parties stipulate as follows:

- 22 (1) Defendant Active Response Group, Inc., having already issued a litigation hold to
 23 its employees, will preserve all evidence relevant to this dispute during the pendency of the stay.
 24 (2) Plaintiffs Asis Internet Services and Joel Householter may file the proposed
 25 Second Amended Complaint, adding two defendants, a copy of which is attached hereto as
 26 Exhibit A;
 27 (3) After the new defendants have appeared, if Plaintiffs wish to propound discovery
 28 requests on third parties not yet named in the action that are not subject to the preservation order,

1 and such discovery is necessary to the preservation of evidence, Plaintiffs and Defendant shall
2 meet and confer to address the concerns. Plaintiffs shall not serve any third-party subpoenas or
3 other discovery without the consent of Defendant. If the parties cannot reach agreement
4 regarding such concerns after fully meeting and conferring, either party may apply to the Court
5 for a hearing regarding the same; and

6 (4) All other activity in the case, including all discovery not referenced in paragraph (3),
7 shall remain stayed.

8 So stipulated.

9 Dated: September 22, 2008

11 SINGLETON LAW GROUP

12
13 /s/ Jason Singleton
14 Jason K. Singleton
15 Richard E. Grabowski
16 Attorneys for Plaintiffs ASIS INTERNET
17 SERVICES and JOEL HOUSEHOLDER, dba
18 FOGGY.NET

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20 /s/ Ambika Doran
21 Thomas R. Burke
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24 Attorneys for Defendant ACTIVE RESPONSE
25 GROUP, INC.

26 ORDER

27 It is so ordered.

