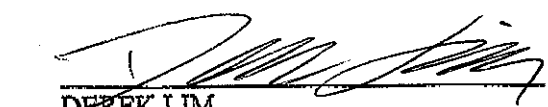


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IT IS HEREBY STIPULATED by and between the parties to this action through their designated counsel that the hearing for the motion to dismiss filed by defendant MESSMORE KENDALL shall be continued to June 12, 2009, as the parties to this action have entered into a settlement agreement.

Dated: 4/10/09

BURNHAM BROWN


DEREK LIM
Attorneys for Defendant
Messmore Kendall

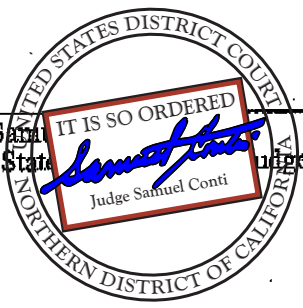

Dated: 4/10/09

LAW OFFICES OF ROBERT F. KANE


ROBERT F. KANE
Attorney for Plaintiff
Leland Bray

Pursuant to this Stipulation of the parties and good cause appearing therefore:
The hearing on defendant MESSMORE KENDALL'S motion to dismiss in the above entitled matter is continued to June 12, 2009.

Dated: 4/13/09

Judge Samuel Conti
United States District Court
Northern District of California

IT IS SO ORDERED

Judge Samuel Conti

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