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14 Attorneys for Plaintiff
 15 ADVICE COMPANY

16 **IN THE UNITED STATES DISTRICT COURT**
 17 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
 18 **SAN FRANCISCO DIVISION**

19 **ADVICE COMPANY**, a California
 20 corporation,

21 Plaintiff,

22 v.

23 **JAMES NOVAK**, an individual, and
 24 **ATTORNEY YELLOW PAGES.COM, LLC**,
 25 an Arizona limited liability company, and
 26 **DOES 1-10**,

27 Defendants.

Case No. CV 08 1951 JCS

28 **STIPULATION AND ~~PROPOSED~~**
ORDER EXTENDING RULE 26 (f) AND
ADR DEADLINES

On July 29, 2008, the Court ordered that the parties have until September 19, 2008 to conduct limited discovery on personal jurisdiction and for the Defendants to file a renewed Motion to Dismiss. The motion was filed, and the renewed Motion is scheduled to be heard on November 24, 2008. In accordance with instructions from the Court issued prior to the discovery cut-off date, the

1 parties also plan to file a joint letter to the Court with regard to issues regarding production of
2 documents by Defendants and documents subpoenaed by Plaintiff from BBB Systems LLC.

3 By Stipulation dated August 4, 2008, the parties agreed to meet and confer pursuant to FRCP
4 26(f) and file their joint ADR Certification no later than October 6, 2008, and further stipulated to file
5 their Rule 26(f) Report and Case Management Statement no later than October 17, 2008. By order
6 dated August 5, 2008, Judge Spero signed the Order Extending Rule 26(f) and ADR Deadlines. The
7 Court vacated the initial case management conference, previously set for August 22, 2008 and set a
8 case management conference for October 31, 2008.

9 In light of the November 14, 2008 hearing on the renewed Motion to Dismiss and subject to
10 the Court's approval, the parties hereby stipulate that they will meet and confer pursuant to FRCP
11 26(f) and ADR L.R. 3-5, and file their joint ADR Certification with Stipulation to ADR Process or
12 Notice of Need for ADR Phone Conference, no later than December 10, 2008, and the parties will
13 complete initial disclosures and file their rule 26(f) Report and Case Management Statement no later
14 than January 6, 2008. The parties also request the Court set a Case Management Conference on
15 January 16, 2008. This stipulation is without prejudice to each party's privilege to request additional
16 extensions of these dates, with the Court's permission.

17 Dated: October 6, 2008

Respectfully submitted,

PERRY IP GROUP A LAW CORPORATION

19 By: 
20 E. Lynn Perry

21 Attorneys for Plaintiff
22 ADVICE COMPANY

23 GORDON & REES LLP

24 By: 
25 Mark Russell

26 Attorneys for Defendants
27 JAMES NOVAK and
28 ATTORNEY YELLOW PAGES.COM

~~PROPOSED~~ ORDER

The Parties have stipulated that they will meet and confer pursuant to FRCP 26(f) and ADR L.R. 3-5, and file their joint ADR Certification with Stipulation to ADR Process or Notice of Need for ADR Phone Conference, no later than December 10, 2008, and will complete initial disclosures and file their rule 26(f) Report and Case Management Statement no later than January 6, 2008. The parties have also stipulated to set the Case Management Conference on January 16, 2008.

Good cause appearing therefor, the foregoing scheduling dates are hereby scheduled as stipulated by the parties.

IT IS SO ORDERED.

Dated: October 10, 2008



The Honorable Joseph C. Spero