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 DONG YOUNG DIAMOND INDUSTRIAL CO., LTD,
 15 AND DONGSOO LEE

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA

18 CONTINENTAL D.I.A. DIAMOND
 PRODUCTS, INC., a California corporation,
 19
 20 Plaintiff,
 21 vs.
 22 DONG YOUNG DIAMOND INDUSTRIAL
 CO., LTD., a South Korean company,
 23 DONGSOO LEE, an individual, and DOES 1-
 24 10, inclusive,
 25 Defendants.

Case No. CV 3:08-CV-02136 SI
**STIPULATION AND [PROPOSED] ORDER
 EXTENDING TIME FOR DEFENDANTS TO
 FILE AND SERVE AMENDED
 COUNTERCLAIMS**
 Judge: Honorable Susan Illston
 Complaint Filed: April 24, 2008
 Trial Date: November 9, 2009

26
 27 **STIPULATION**

28 WHEREAS, on August 26, 2008, the Court granted in part Plaintiff CONTINENTAL D.I.A.

1 DIAMOND PRODUCTS, INC.'s ("Continental") Motion to Dismiss Defendants DONG YOUNG
2 DIAMOND INDUSTRIAL CO., LTD.'s ("Dong Young"), and DONGSOO LEE's ("Lee")
3 (collectively "Defendants") Counterclaims (Docket No. 42);

4 WHEREAS, the Court granted Defendants leave to amend and set the deadline for them to
5 file amended counterclaims on or before September 19, 2008;

6 WHEREAS, due to the schedules of counsel, Continental agreed to grant Defendants a seven
7 (7)-day extension to file their amended counterclaims;

8 WHEREAS, this is the second extension sought in relation to the Counterclaims, this
9 extension is not for the purpose of delay, and the parties believe that this extension of time will not
10 affect any dates that have been set by the Court and is in the interests of justice.

11 ACCORDINGLY, the parties, by and through their undersigned counsel, HEREBY
12 STIPULATE that Defendants' Amended Counterclaims, which were originally due on
13 September 19, 2008, may be filed and served up to and including September 26, 2008.

14 Dated: September 19, 2008 MINTZ LEVIN COHN FERRIS GLOVSKY AND POPEO P.C.

15 /s/ Karineh Khachatourian

16 By: KARINEH KHACHATOURIAN

17 Attorneys for Plaintiff/Counterclaim Defendant,
18 Continental D.I.A. Diamond Products, Inc.

19 Dated: September 19, 2008 PRETI FLAHERTY BELIVEAU & PACHIOS, LLP

20 /s/ Alfred C. Frawley

21 By: ALFRED C. FRAWLEY

22 Attorneys for Defendant/Counterclaim Plaintiff,
23 Dong Young Diamond Industrial Co., Ltd., and Dongsoo Lee

24 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

25 Dated: September ___, 2008

26 

27 THE HONORABLE SUSAN ILLSTON
28 UNITED STATES DISTRICT COURT JUDGE