

1 Timothy J. Walton (State Bar No. 184292)
 LAW OFFICES OF TIMOTHY WALTON
 2 801 Woodside Rd. Ste. 11
 Redwood City, CA 94061
 3
 4 Phone: (650) 216-9800
 Fax: (650) 618-8687
 5 Email: cand.uscourts.gov@computerounsel.com

6 Attorneys for Plaintiffs
 LIMO HOSTING, INC. and
 7 OLEG GRIDNEV

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 9 **UNITED STATES DISTRICT COURT**
 10 **NORTHERN DISTRICT OF CALIFORNIA**
 11 **SAN FRANCISCO DIVISION**

13 LIMO HOSTING, INC. et al.,) Case No.: 3:08 CV 02474 BZ
 14)
 Plaintiffs,) **STIPULATION TO FILE AN**
 15) **AMENDED ANSWER TO**
 vs.) **DEFENDANT'S COUNTERCLAIMS**
 16)
 17 MIKHAIL FIKS et. al.,)
)
 Defendants.)
 18)
 _____)
 19)
 MIKHAIL FIKS, *et al.*,)
 20)
 Cross-Plaintiff,)
 21)
 v.)
 22)
 23 LIMO HOSTING, INC., *et al.*,)
)
 Cross-Defendants.)
 24)
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1 For the purpose of settling and compromising a dispute over the content of Cross-
2 Defendants, Plaintiffs Limo Hosting, Inc. (hereinafter "Limo Hosting") and Oleg Gridnev and
3 Defendant Mikhail Fiks hereby stipulate and agree that Cross-Defendants may file an amended
4 answer with the following changes:

- 5 1. In answer to the paragraph 34 of Defendant's counterclaims: Cross-Defendant Oleg
6 Gridnev admits the allegation in this Paragraph that he left a voicemail on Cross-
7 Complainant Fiks' answering machine but lacks information about the accuracy of Cross-
8 Complainant's transcription, and therefore denies that the voicemail is exactly as alleged.
- 9 2. In answer to the paragraph 39 of Defendant's counterclaims: Cross-Defendants deny all
10 the allegations in this Paragraph, except admit that William Sharp filed a police report.
11 Cross-Defendants dispute the accuracy of the police report.
- 12 3. In answer to the paragraph 40 of Defendant's counterclaims; Cross-Defendant Oleg
13 Gridnev admits that he called Yogesh Kumar but denies that his message was harassing
14 or threatening.
- 15 4. In answer to the paragraph 44 of Defendant's counterclaims: Cross-Defendant Oleg
16 Gridnev admits that he published the statements mentioned in this Paragraph but denies
17 the implication that he initiated the message posts at RipOffReport.com.
- 18 5. In answer to the paragraph 56 of Defendant's counterclaims: Cross-Defendant Oleg
19 Gridnev admits that he registered the domain names alleged in this paragraph but denies
20 that Cross-Complainant Fiks' FREE LIMO WEBSITE trademark had become distinctive
21 or indicative of Cross-Complainant Fiks' services.
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1 6. In answer to the paragraph 57 of Defendant's counterclaims: Cross-Defendants admit to
2 creating web sites, but deny that such web sites are "nearly identical to those offered by
3 Fiks's Free Limo Website."
4

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6 DATED this 26th day of March, 2009.

7 Presented by

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9
10 /s/ Timothy J. Walton
11 Timothy J. Walton
12 Attorneys for Plaintiffs

13 /s/ Margarita Calpotura
14 Margarita Calpotura
15 Attorneys for Defendant

16
17 Upon review of the proposed changes to the answer to Cross-Complaint, and for good
18 cause, this Court orders that Cross-Defendants LIMO HOSTING, INC, and OLEG GRIDNEV
19 have ten days leave to file an Amended Answer.

20 IT IS SO ORDERED

Dated: 3/27/2009

21
22 
23 _____
24 Judge of the Superior Court
25 District

