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8 Attorneys for Plaintiffs/Counterdefendants
 INGRID & ISABEL, INC. and
 9 INGRID & ISABEL, LLC

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN FRANCISCO DIVISION
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14 INGRID & ISABEL, INC., a California
 corporation, and INGRID & ISABEL, LLC,
 15 a California limited liability company,

16 Plaintiffs,

17 v.

18 BABY BE MINE, LLC,
 a Delaware limited liability company,

19 Defendant.
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CASE NO. C08-02554 JCS

**[PROPOSED] ORDER AND
 STIPULATION CONTINUING
 CLAIM CONSTRUCTION
 CASE SCHEDULE DATES**

21 AND RELATED COUNTERCLAIMS.

23 Plaintiffs INGRID & ISABEL, INC. and INGRID & ISABEL, LLC (“Plaintiffs”) and
 24 Defendant BABY BE MINE, LLC (“Defendant”), through their respective counsel, hereby stipulate
 25 to the following:

26 WHEREAS:

- 27 A. The Court issued its Case Management and Pretrial Order (“Case Management
 28 Order”) in the above-captioned case on September 17, 2008 (Docket No. 29);

- 1 B. The Case Management Order set the following deadlines and hearing date:
- 2 Opening Claim Construction Briefs by Plaintiffs November 14, 2008
- 3 Responding Claim Construction Briefs by Defendant December 2, 2008
- 4 Reply Claim Construction Briefs by Plaintiffs December 9, 2008
- 5 Claim Construction Hearing January 23, 2009;
- 6 C. The parties have initiated settlement discussions and mediation is set for December
- 7 15, 2008. The parties wish to avoid the time and expense of claim construction
- 8 briefing and focus on settlement of this case;
- 9 D. The parties have met and conferred and agree that the claim construction briefing
- 10 schedule should be continued as follows:
- 11 Opening Claim Construction Briefs by Plaintiffs December 22, 2008
- 12 Responding Claim Construction Briefs by Defendant January 9, 2008
- 13 Reply Claim Construction Briefs by Plaintiffs January 16, 2008
- 14 Claim Construction Hearing February 20, 2009;
- 15 E. This is the first request for a continuance of the claim construction dates made by the
- 16 parties in this case and the requested continuances are not made for the purpose of
- 17 delay; and
- 18 F. This stipulation and the corresponding continuances are not believed to affect or
- 19 otherwise alter any other deadline presently on calendar other than the January 23,
- 20 2009 Claim Construction Hearing date.

21 Accordingly, IT IS HEREBY STIPULATED by and between Plaintiffs and Defendant,

22 through their respective counsel, that Opening Claim Construction Briefs by Plaintiffs are due on or

23 before December 22, 2008, Responding Claim Construction Briefs by Defendant are due on or

24 before January 9, 2008, Reply Claim Construction Briefs by Plaintiffs are due on or before January

25 16, 2008 and the Claim Construction Hearing may be set on February 20, 2009 or on such other

26 date that is convenient to the Court.

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1 IT IS SO STIPULATED.

2 Dated: October 23, 2008

CARR & FERRELL *LLP*

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4 By: /s/ Christine S. Watson

ROBERT J. YORIO
ILENE H. GOLDBERG
CHRISTINE S. WATSON
CHRISTOPHER P. GREWE

Attorneys for Plaintiffs/Counterdefendants
INGRID & ISABEL, INC. and
INGRID & ISABEL, LLC

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10 Dated: October 23, 2008

CRAIGIE, MCCARTHY & CLOW

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12 By: /s/ Peter Craigie

PETER CRAIGIE

Attorneys for Defendant/Counterclaimant
BABY BE MINE, LLC

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ORDER

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17 Having considered the parties' Stipulation Continuing Case Schedule Dates and good
18 cause appearing therefor,

19 IT IS HEREBY ORDERED THAT:

20 A. Opening Claim Construction Briefs by Plaintiffs are due on or before December 22,
21 2008;

22 B. Responding Claim Construction Briefs by Defendant are due on or before January 9,
23 2008;

24 C. Reply Claim Construction Briefs by Plaintiffs are due on or before January 16, 2008;

25 D. The Claim Construction Hearing is set for February 27, 2009.

26 IT IS SO ORDERED.

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28 Dated: October 24, 2008

