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WASHINGTON MUTUAL BANK

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

11 ACTUATE CORPORATION, a Delaware
 corporation,

12 Plaintiff,

13 vs.

14 WASHINGTON MUTUAL BANK, a
 15 Washington corporation,

16 Defendant.

Case No. CV 08-2918 SI

**STIPULATION TO EXTEND TIME FOR
 INITIAL CASE MANAGEMENT
 CONFERENCE AND MOTION;
 [PROPOSED] ORDER THEREON**

Judge: Hon. Susan Illston

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 Case No. CV 08-2918 SI
 STIPULATION TO EXTEND TIME FOR CMC
 AND MOTION; [PROPOSED] ORDER

Dated: October 27, 2008

HOWREY LLP

By: /s/ Benjamin K. Riley
Benjamin K. Riley

Attorneys for Defendant
WASHINGTON MUTUAL BANK

[PROPOSED] ORDER

Pursuant to the stipulation of counsel, and good cause shown therefor, it is hereby ordered that the initial Case Management Conference in this matter shall be held on December 19, 2008, at , 2 p.m. and that Actuate's Motion to Strike Affirmative Defenses will be heard on December 19 2008, at 9 a.m,



Hon. Susan Illston
United States District Judge

