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

12 ANURAG TIWARI,

13 Plaintiff,

14 vs.

15 NBC UNIVERSAL, INC.,

16 Defendant.

) No. C08-3988 MHP

) JOINT STIPULATION FURTHER  
 STAYING ALL PROCEEDINGS IN THIS  
 CIVIL ACTION PENDING RESOLUTION  
 OF THE CRIMINAL ACTION PENDING  
 AGAINST PLAINTIFF and  
 17 ~~[PROPOSED]~~ ORDER FURTHER  
 STAYING ALL PROCEEDINGS

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 21 Plaintiff Anurag Tiwari, proceeding *in propria persona*, and Defendant NBC Universal,  
 22 Inc., through its counsel of record, pursuant to F.R.C.P. 26(c), together ask this court to again stay  
 23 all proceedings in this civil action pending the earlier of either the resolution of the criminal action  
 24 pending in Sonoma County Superior Court against Plaintiff (*see* Second Amended Complaint at ¶  
 25 32) or July 30, 2009. *See, e.g., Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604, 607 (9th  
 26 Cir.1992) ("The district court is given broad discretion in supervising the pretrial phase of  
 27 litigation, and its decisions ... will not be disturbed unless they evidence a clear abuse of  
 28 discretion."); *Federal Sav. & Loan Ins. Corp. v. Molinaro*, 889 F.2d 899, 902 (9th Cir. 1989)

1 (noting that discretion may be exercised to order a stay of civil proceedings pending the resolution  
2 of criminal proceeding); *Iannelli v. Long*, 487 F.2d 317, 318 (3d. Cir. 1973) (civil proceedings  
3 properly may be deferred until the conclusion of related criminal proceedings). Plaintiff's criminal  
4 case is now scheduled for trial beginning on July 13, 2009.

5 Plaintiff and Defendant together also ask this Court to order that the 60-day period in which  
6 Defendant may file an anti-SLAPP motion under California Code of Civil Procedure 425.16 will  
7 not begin to run until the stay in this civil action is lifted. *See* Code of Civ. Proc. § 425.16(f)  
8 (stating that the special motion to strike may be filed "... in the court's discretion, at any time upon  
9 terms it deems proper"). Finally, in accordance with Local Rule 6-1(a), Plaintiff and Defendant  
10 together ask this Court to allow Defendant to answer or otherwise respond to Plaintiff's Second  
11 Amended Complaint within 60 days after the stay is lifted.

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13 Respectfully submitted this 10th day of April, 2009.

14 DAVIS WRIGHT TREMAINE, LLP

15  
16 By: /s/ Thomas R. Burke  
17 Thomas R. Burke  
Attorneys for Defendant NBC Universal, Inc.

16 By: /s/ Anurag Tiwari  
17 Anurag Tiwari  
*In Propria Persona*

18  
19 So Ordered:

20  
21 DATE: 4/15/2009

22 Hon. Mar  
U.S. Dist

