

1 MARTIN L. FINEMAN, California State Bar No. 104413  
 2 DAVIS WRIGHT TREMAINE LLP  
 3 505 Montgomery St., Suite 800  
 4 San Francisco, California 94111-6533  
 5 Phone: (415) 276-6500  
 6 Fax: (415) 276-6599  
 7 E-mail: martinfineman@dwt.com

8 DAVID J. SHEIKH (*Pro Hac Vice*)  
 9 GREGORY P. CASIMER (*Pro Hac Vice*)  
 10 DAVID J. MAHALEK (*Pro Hac Vice*)  
 11 JOSEPH A. CULIG (*Pro Hac Vice*)  
 12 NIRO, SCAVONE, HALLER & NIRO  
 13 181 W. Madison St., Suite 4600  
 14 Chicago, Illinois 60602  
 15 Phone: (312) 236-0733  
 16 Fax: (312) 236-3137  
 17 E-mail: sheikh@nshn.com  
 18 E-mail: casimer@nshn.com  
 19 E-mail: mahalek@nshn.com

20 Attorneys for Plaintiff  
 21 ThinkVillage-Kiwi LLC

22  
 23 **IN THE UNITED STATES DISTRICT COURT**  
 24 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

25 THINKVILLAGE-KIWI, LLC,	)	Case No. CV 08 4166 SI
	)	
26 Plaintiff,	)	<b>THINKVILLAGE-KIWI, LLC'S</b>
	)	<b>PROPOSED ORDER FOR</b>
27 v.	)	<b>MISCELLANEOUS</b>
	)	<b>ADMINISTRATIVE RELIEF</b>
28 ADOBE SYSTEMS, INC, and	)	
ADOBE MACROMEDIA	)	
SOFTWARE LLC,	)	
	)	
29 Defendants.	)	
	)	
	)	
	)	

30 Plaintiff ThinkVillage-Kiwi, LLC (“TVK”) has moved the Court to extend the discovery  
 31 cutoffs and deadlines for non-expert discovery, designation of experts and rebuttal experts, and  
 32 expert discovery. TVK also moved the Court to continue the noticed hearing date of the summary  
 33 judgment motion to be filed by the Adobe defendants (collectively “Adobe”) from October 9, 2009  
 34 to October 23, 2009. The Court finds that there is good cause to extend these discovery cutoffs and

1 deadlines to the dates requested by the Plaintiff. The Court further finds that a continuation of the  
2 noticed hearing date is justified. Accordingly, it is hereby ORDERED as follows:

- 3 1. NON-EXPERT DISCOVERY CUTOFF is October 19, 2009.
- 4 2. DESIGNATION OF EXPERTS: November 6, 2009; REBUTTAL: November 25,  
5 2009
- 6 3. EXPERT DISCOVERY CUTOFF is December 18, 2009.
- 7 4. All other remaining dates and deadlines set forth in this case's Pretrial Preparation  
8 Order remain unchanged.
- 9 5. The hearing date for Adobe's summary judgment motion is continued from October  
10 9, 2009 to October <sup>30</sup>~~23~~, 2009.

11  
12 DATED: \_\_\_\_\_

12 SO ORDERED:  \_\_\_\_\_

13 SUSAN ILLSTON

14 United States District Judge

15 The case management conference is continued to 10/30/09 @ 3 p.  
16 m.