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BRAVE NEW FILMS 501(c)(4)

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Attorney for Defendants
MICHAEL WEINER aka MICHAEL SAVAGE, and
ORIGINAL TALK RADIO NETWORK, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BRAVE NEW FILMS 501(C)(4),
Plaintiff,
v.

MICHAEL WEINER aka MICHAEL SAVAGE,
and ORIGINAL TALK RADIO NETWORK,
INC.,
Defendants.

No. CV 08-04703 SI

STIPULATION AND [PROPOSED]
ORDER TO CONTINUE HEARING

Date: March 13, 2009
Time: 9:00 a.m.
Location: Courtroom 10
Honorable Susan Illston

1 Pursuant Civil L.R. 6-1(a) and Civil L.R. 7-7(a), the parties stipulate to the
2 following:

3 WHEREAS, on October 10, 2008, this action for declaratory judgment and
4 damages was commenced in the United States District Court, Northern District of California;

5 WHEREAS, on January 11, 2009, defendant Michael Weiner aka Michael Savage
6 (“Savage”) filed a Motion To Dismiss, Docket Number 24;

7 WHEREAS, the hearing on Savage’s Motion To Dismiss is calendared for March
8 13, 2009;

9 WHEREAS, for efficiency, Brave New Films requested, and Savage agreed, to
10 continue the hearing on Savage’s Motion until April 3, 2009, the date of the Summary Judgment
11 hearings and the Case Management Conference;

12 WHEREAS, the parties have not previously stipulated to continue the hearing.

13 NOW THEREFORE, it is STIPULATED, AGREED AND ORDERED as
14 follows:

15 The hearing on defendant Michael Weiner aka Michael Savage’s Motion To
16 Dismiss will be continued to April 3, 2009 at a time to be determined by the Court.

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18 DATED: February 19, 2009

19 Bingham McCutchen LLP

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22 By: /s/ William F. Abrams
23 William F. Abrams
24 Attorneys for Plaintiff
25 BRAVE NEW FILMS
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1 DATED: February 19, 2009
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6 By: /s/ Benjamin Aaron Shapiro
7 Benjamin Aaron Shapiro
8 Attorneys for Defendant
9 Michael Weiner aka Michael Savage and
10 Original Talk Radio Network, Inc.
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12 PURSUANT TO STIPULATION, IT IS SO ORDERED.
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DATED: _____

By: _____
THE HONORABLE SUSAN ILLSTON
UNITED STATES DISTRICT JUDGE

1 **CERTIFICATION BY SHEILA M. PIERCE PURSUANT TO GENERAL ORDER NO.**
2 **45, SECTION X. RE E-FILING ON BEHALF OF MULTIPLE SIGNATORIES**

3 1. I am a lawyer licensed to practice law in the State of California, and am an
4 associate in the law firm of Bingham McCutchen LLP, counsel for Plaintiff Brave New Films
5 501(c)(4). The statements herein are made on my personal knowledge, and if called as a witness
6 I could and would testify thereto.

7 2. The above e-filed document contains multiple signatures. I declare that
8 concurrence has been obtained from each of the other signatories to file this jointly prepared
9 document with the Court. Pursuant to General Rule No. 45, I shall maintain records to support
10 this concurrence for subsequent production for the Court if so ordered, or for inspection upon
11 request by a party until one year after final resolution of the action (including appeal, if any).

12 I declare under penalty of perjury under the laws of the United States of America and the
13 State of California that the foregoing is true and correct on February 19, 2009 in East Palo Alto,
14 California.

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16 /s/ Sheila M. Pierce
17 Sheila M. Pierce
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