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

17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA
 19 SAN FRANCISCO DIVISION

21 BRAVE NEW FILMS 501(C)(4),
 22 Plaintiff,
 23 v.
 24 MICHAEL WEINER aka MICHAEL SAVAGE,
 and ORIGINAL TALK RADIO NETWORK,
 25 INC.,
 26 Defendants.

No. CV 08-04703 SI
 STIPULATION AND [PROPOSED]
 ORDER TO CONTINUE HEARING

Date: June 12, 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;

7 WHEREAS, on February 27, 2009, defendant Original Talk Radio Network, Inc.
8 filed a Motion For Summary Judgment and plaintiff Brave New Films filed a Motion For Partial
9 Summary Judgment;

10 WHEREAS, on April 15, 2009, this Court denied Savage’s Motion To Dismiss
11 without oral argument;

12 WHEREAS, the hearing on the Parties’ summary judgment motions is currently
13 set for May 22, 2009;

14 WHEREAS, Savage intends to notice a Motion For Summary Judgment for June
15 12, 2009;

16 WHEREAS, for efficiency, the Parties have agreed to stipulate to having all
17 motions heard on June 12, 2009, the same day as the currently scheduled Case Management
18 Conference.

19 NOW THEREFORE, it is STIPULATED, AGREED AND ORDERED as
20 follows:

21 The hearing on defendant Original Talk Radio Network, Inc.’s Motion For
22 Summary Judgment and plaintiff Brave New Films’ Motion For Partial Summary Judgment will
23 be continued to June 12, 2009 at 9:00 a.m.

24 Michael Savage’s Motion For Summary Judgment will be noticed for June 12,
25 2009 at 9:00 a.m.

26 The currently scheduled Case Management Conference will remain on calendar
27 for June 12, 2009 at 3:00 p.m.

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1 The currently scheduled hearing on Original Talk Radio Network, Inc.'s Motion
2 For Supplemental Protective Order will remain on calendar for May 22, 2009 at 9:00 a.m..¹

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4 DATED: April 30, 2009.

5 Bingham McCutchen LLP

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8 By: /s/ Sheila M. Pierce
9 William F. Abrams
10 Attorneys for Plaintiff
11 BRAVE NEW FILMS

12 DATED: April 30, 2009.

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15 By: /s/ Benjamin Aaron Shapiro
16 Benjamin Aaron Shapiro
17 Attorneys for Defendant
18 Michael Weiner aka Michael Savage and
19 Original Talk Radio Network, Inc.

20 PURSUANT TO STIPULATION, IT IS SO ORDERED.

21 DATED: _____

22 By: _____
23 THE HONORABLE SUSAN ILLSTON
24 UNITED STATES DISTRICT JUDGE

25
26 _____
27 ¹ Savage anticipates joining in OTRN's current Motion For Supplemental Protective Order.
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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 April 30, 2009 in East Palo Alto,
14 California.

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