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8 Attorneys for Plaintiffs
9 Global Data Services, Inc. and Dominate Marketing, LLC

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12 Global Data Services, Inc. and Dominate
13 Marketing, LLC,

14 Plaintiffs,

15 vs.

16 Gary Lynn Hutchings, Jeff L. Hutchings,
17 Magazine Billing Services, Inc., a dissolved
18 Nevada corporation; Publishers Billing
19 Services, Inc. a dissolved Nevada corporation;
20 Periodical Billing Services, Inc., a dissolved
21 Nevada corporation; Circulation Billing
22 Services, Inc., a dissolved Wyoming
23 Corporation; Billing Services of America, Inc.,
24 a suspended California corporation, and
25 Readers Billing Services, Inc., a dissolved
26 Idaho corporation; and Does 1 through 100,
27 inclusive,

28 Defendants.

Civil Action No.: C 08 4821 CRB
Judicial Officer: Charles R. Breyer

STIPULATION AND ORDER
CONTINUING INITIAL CASE
MANAGEMENT CONFERENCE

Civil L.R. 6-2; 7-12

Date: May 29, 2009
Time: 10:00 a.m.
Dept.: 8, U.S.D.C. San Francisco

Plaintiffs Global Data Services, Inc. and Dominate Marketing, LLC and Defendant Jeff L. Hutchings, submit the following stipulation.

WHEREAS, by agreement of the parties and prior order of this Court, the Court has scheduled an Initial Case Management Conference on May 29, 2009; and

WHEREAS, Defendant Gary Lynn Hutchings has accepted service of the summons and complaint, but has not yet filed a responsive pleading; and

1 WHEREAS, the parties have met and conferred regarding initial disclosures, early settlement,
2 ADR process selection and formulating a discovery plan pursuant to FRCivP Rule 26(f) and ADR
3 L.R. 3-5, but have not yet filed their Rule 26 report; and

4 WHEREAS, the parties have agreed, by separate stipulation previously filed, to the
5 withdrawal of Plaintiffs' motion to remand and there are no other pending motions; and

6 WHEREAS, Plaintiffs have substituted new local counsel to represent them and their
7 corporate counsel, who is situated in New York, has been admitted as counsel *pro hac vice* to this
8 Court; and

9 WHEREAS, the parties have produced certain documents in connection with an attempt to
10 resolve the action, and

11 WHEREAS, the parties are discussing the production of additional documents in connection
12 with an attempt to resolve the action, and

13 WHEREAS, after the production of additional documents in connection with the attempts to
14 settle, the parties intend to meet in an attempt to resolve the action which meeting is expected to take
15 place in California within the next 60 days,

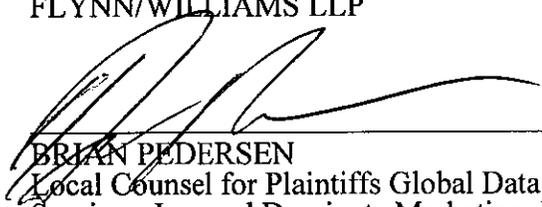
16 IT IS THEREFORE STIPULATED between the parties, by and through their respective
17 counsel, as follows:

18 1. The Initial Case Management Conference is continued to 8:30 a.m. on July 31, 2009,
19 at the above-entitled court, located at 450 Golden Gate Avenue, San Francisco, California,
20 Courtroom 8, 19th Floor.

21 2. The parties shall e-file a Rule 26(f) Report, complete initial disclosures or state
22 objections in their Rule 26(f) Report and e-file a Joint Case Management Statement, pursuant to
23 FRCivP 26(a)(1) and Civil L.R. 16-9, no later than July 24, 2009.

24 Dated: May 21, 2009

FLYNN/WILLIAMS LLP

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27 BRIAN PEDERSEN
28 Local Counsel for Plaintiffs Global Data
Services, Inc. and Dominate Marketing, LLC

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Dated: May 21, 2009

DUGGAN SMITH LLP

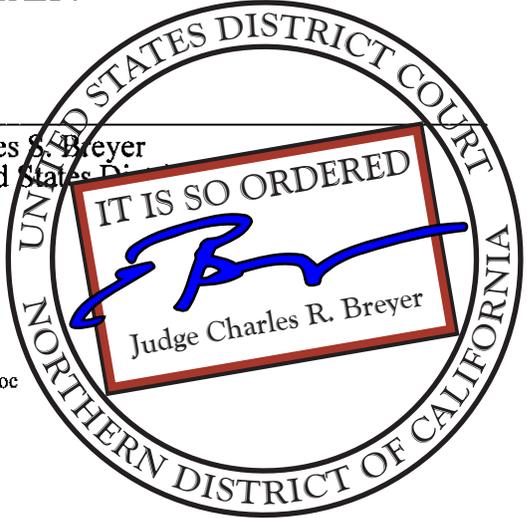
_____/s/
JANE E. HEATH
Attorneys for Defendant Jeff L. Hutchings

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: May 27, 2009

Charles S. Breyer
United States District Judge



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