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 Data Retrieval Technology, LLC

11
 12 IN THE UNITED STATES DISTRICT COURT
 13 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 14

15 SYBASE, INC., and INFORMATICA)
 16 CORPORATION)
 17)
 Plaintiffs,)
 18)
 v.)
 19)
 DATA RETRIEVAL TECHNOLOGY LLC,)
 20)
 21 Defendant .)

Case No.: C08-05481 VRW

STIPULATION AND ~~PROPOSED~~
 ORDER REGARDING EXTENSION OF
 TIME TO RESPOND TO COMPLAINT

(Civil L.R. 6-2(a) and 7-12)

22
 23
 24 It is hereby stipulated by and between the parties to this litigation, through their respective
 25 counsel, as follows:

- 26 1. The Complaint was filed in this action on or about December 5, 2008.
 27

28 Stip. & Prop. Ord.
 Extending Time

1 2. A First Amended Complaint was filed on or about January 15, 2009.

2 3. Defendant was served with the First Amended Complaint on February 10, 2009

3 4. Defendant's Response to the First Amended Complaint is presently due on or about
4 March 2, 2009.

5 5. The parties agree to extend the time to answer or otherwise respond to the Complaint
6 by thirty (30) days. Defendant seeks this extension of time not for purposes of delay but to
7 provide Defendant sufficient time for admission of its counsel, Mr. Wayne D. Porter, Jr., in this
8 case *pro hac vice*, to provide Defendant with sufficient time to formulate an appropriate response
9 to the First Amended Complaint, and to provide Defendant with sufficient time to fully comply
10 with the Court's Order Setting Initial Case Management Conference and ADR Deadlines. This
11 stipulated request is accompanied by the Declaration Of Michael Cronen In Support Of
12 Stipulation filed herewith in conformity with Civil L.R. 7-12 and incorporated herein by this
13 reference.

14 6. There have been no previous time modifications in this case, whether by stipulation or
15 Court Order.

16 7. The present request for extension of time will push back all deadlines in the Court's
17 Order Setting Initial Case Management Conference and ADR Deadlines by approximately thirty
18 (30) days. Therefore, the new deadlines shall be as follows:

19
20
21 March 23, 2009 Last day to meet and confer re: initial disclosures, early settlement, ADR
22 process selection, and discovery plan. File ADR Certification signed by
23 Parties and Counsel. File either Stipulation to ADR Process or Notice of
24 Need for ADR Phone Conference.

25 April 13, 2009 Last day to file Rule 26(f) Report, complete initial disclosures or state
26 objection in Rule 26(f) Report and file Case Management Statement.

27
28 Stip. & Prop. Ord.
Extending Time

~~April 20, 2009~~ Initial Case Management Conference (CMC) in Courtroom No. 6, 17th
April 23, 2009 Floor, United States District Courthouse, 450 Golden Gate Avenue, San
Francisco, California, at 3:30 PM.

By: /s/ Michael James Cronen
Michael James Cronen, Esq.

By: /s/John P. Bovich
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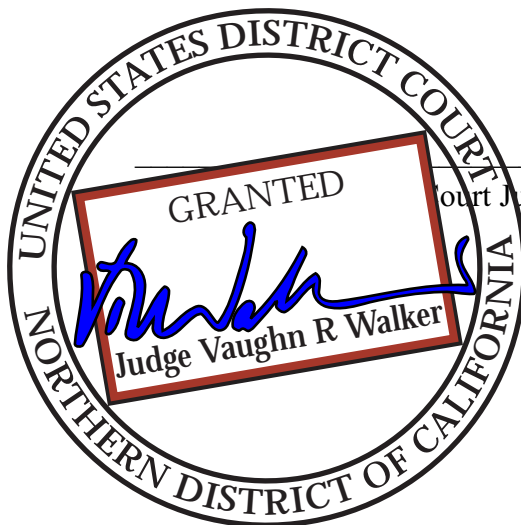
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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 3/4/2009



Court Judge

Stip. & Prop. Ord.
Extending Time