Maureen E. McFadden, SBN 203781 1 LAW OFFICES OF MAUREEN E. MCFADDEN 819 Bancroft Way 2 Berkeley, CA 94710 Ph: (510) 845-5203 3 Fax: (510) 868-0976 4 Attorney for Plaintiff **ERIC RIMES** 5 6 UNITED STATES DISTRICT COURT 7 NORTHERN DISTRICT OF CALIFORNIA 8 SAN FRANCISCO DIVISION 9 10 Case No.: CV 09-0281 EMC ERIC RIMES, an individual, 11 STIPULATION AND [PROPOSED] Plaintiff, ORDER PARTIALLY REVISING CASE 12 MANAGEMENT ORDER TO EXTEND VS. FACT DISCOVERY CUTOFF 60 DAYS 13 NOTEWARE DEVELOPMENT LLC and DOES 1-25, inclusive, 14 Defendants. 15 The parties, by and through their respective counsel, hereby stipulate to partially revise 16 the Court's Case Management Order as follows: 17 **STIPULATION** 18 1. The parties are diligently working toward moving this case forward in an efficient 19 and expeditious manner. 20 2. The Scheduling Order in this matter includes a fact discovery cut-off date of 21 January 18, 2010. Defendant Jim Noteware has not yet been served. Additionally, both 22 Noteware Development LLC and Eric Rimes have further written discovery and depositions that 23 still need to be completed, but which cannot be completed by the scheduled January 18, 2010 24 fact discovery cut-off date. 25

1	3. The parties agree that the discovery cut-off date should be continued 60 days to
2	March 18, 2010. The parties do not seek to continue any deadlines in the Scheduling Order other
3	than the fact discovery cut-off date.
4	IT IS SO STIPULATED.
5	DATED: December 12, 2009 LAW OFFICES OF MAUREEN E. MCFADDEN
6	
7	By: ME MCL
8	Maureen E. McFadden
9	Attorney for Plaintiff ERIC RIMES
10	DATED: December 12, 2009 MORGAN LEWIS & BOCKIUS LLP
11	
12	$_{\mathrm{By:}}$ \leq \leq //
13	Steven Ganotis
14	Attorneys for Defendant NOTEWARE DEVELOPMENT LLC
16	[PROPOSED] ORDER
17	Pursuant to the parties' stipulation, the discovery cut-off date is continued as follows:
18	• • • • • • • • • • • • • • • • • • • •
19	1. Completion of fact discovery March 18, 2010 (currently January 18, 2010)
20	The other deadlines and dates set forth in the Court's April 30, 2009 Scheduling Order
21	remain unchanged.
22	Dated: December 14, 2009
23	Dated: December 14, 2009 Housited: IT IS SO ORDERED
25	Judge Edward M. Chen

STIPULATION AND [PROPOSED] ORDER TO EXTEND DISCRIFTY CUT-OFF - 2