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15 ATTORNEYS FOR PLAINTIFFS

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 17 **UNITED STATES DISTRICT COURT**  
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 19 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 20  
 21 **SAN FRANCISCO DIVISION**

22 SUSAN SIMON, individual, on behalf of  
23 herself and all others similarly situated,

24 Plaintiffs,

25 v.

26 ADZILLA, INC. (NEW MEDIA), a  
 27 Delaware Corporation; CONDUCTIVE  
 28 CORPORATION, a Delaware Corporation;  
 CONTINENTAL VISINET  
 BROADBAND, INC., a Delaware  
 Corporation; CORE COMMUNICATIONS,  
 INC., d/b/a/ CORE COMMUNICATIONS,  
 INC., a Delaware Corporation; and DOES  
 1-50, Corporations Defendants,

Defendants.

Case No. C09-00879 MMC (JS)

**SUPPLEMENTAL STIPULATION  
 AND [PROPOSED] ORDER  
 CONTINUING CMC**

Date: August 21, 2009  
 Time: 10:30 a.m.  
 Courtroom: 7, 19<sup>th</sup> Floor  
 Judge: Judge Maxine M.  
 Chesney

1 Pursuant to Local Rule 6-2, Plaintiff, Defendant Adzilla, Inc. (“Adzilla”), Defendant  
2 Continental VisiNet Broadband (“Continental”), and Defendant Core Communications, Inc.  
3 (“Core”) (collectively, “Defendants”) hereby stipulate and agree as follows:

4 1. On August 11, 2009, the parties filed a stipulation to continue the (“CMC”)  
5 scheduled for August 21, 2009 at 10:30 a.m. before Judge Chesney. (Dkt. 55).

6 2. On August 14, 2009, the Court ordered the parties to submit additional information  
7 in support of their stipulation to continue the CMC. (Dkt. 56).

8 3. In addition to the reasons stated in their stipulation, the parties add that they have  
9 agreed to attempt to negotiate a settlement that will dispose of all claims against all parties within  
10 forty-five (45) days. In light of this, the parties feel it is appropriate to continue the CMC to allow  
11 the parties to continue negotiating.

12 4. If the parties are unable to reach a deal that will dispose of this case in its entirety  
13 by September 26, 2009, then a CMC can be held promptly thereafter.

14 5. Additionally, Plaintiff adds that her lead counsel is currently out of the country  
15 tending to personal matters until August 30, 2009, making it impossible for her lead counsel to  
16 participate in a CMC until after that date.

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Dated: August 18, 2009

KAMBEREDELSON, LLC

By: s/ Michael J. Aschenbrener  
MICHAEL J. ASCHENBRENER

Attorneys for Plaintiff

Dated: August 18, 2009

SCHIFF HARDIN LLP

By: s/ Rocky Unruh  
ROCKY UNRUH

Attorneys for Defendant  
Core Communications, Inc.

Date: August 18, 2009

DAVIS WRIGHT TREMAINE

By: s/ Martin L. Fineman  
MARTIN L. FINEMAN

Attorneys for Defendant  
Continental VisiNet Broadband, LLC

Date: August 18, 2009

COOLEY GODWARD KRONISH LLP

By: s/ Beatriz Mejia  
BEATRIZ MEJIA

Attorneys for Defendant  
Adzilla, Inc.

PURSUANT TO STIPULATION, IT IS ORDERED: the Case Management Conference,  
currently scheduled for August 21, 2009, is hereby continued.

Dated: \_\_\_\_\_

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HON. MAXINE M. CHESNEY  
United States District Judge