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6 Attorneys for Defendant
 7 ADZILLA, INC.
 (erroneously named herein as “ADZILLA, INC. [NEW MEDIA]”)

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10 SUSAN SIMON, an individual on behalf of
 11 herself and all other similarly situated,

12 Plaintiff,

13 v.

14 ADZILLA, INC. [NEW MEDIA], a Delaware
 Corporation; CONDUCTIVE
 15 CORPORATION, a Delaware Corporation;
 CONTINENTAL VISINET BROADBAND,
 16 INC., a Delaware Corporation; CORE
 COMMUNICATIONS, INC., d/b/a
 17 CORETEL COMMUNICATIONS, INC., a
 Delaware Corporation; and JOHN DOES 1-
 18 50, Corporations Defendants,

19 Defendant.

Case No. 3:09-CV-00879 MMC

**STIPULATION AND [PROPOSED]
 ORDER TO CONTINUE SECOND
 CASE MANAGEMENT
 CONFERENCE**

Date: March 12, 2010
 Time: 10:30 a.m.
 Judge: Hon. Maxine M. Chesney

1 Pursuant to Local Rule 6-2, Plaintiff Susan Simon (“Simon”) and Defendant Adzilla, Inc.
2 (“Adzilla”) hereby stipulate and agree as follows:

3 1. An initial Case Management Conference (“CMC”) was held in the above-
4 captioned action on October 9, 2009. At that hearing the Court ordered a second CMC for
5 January 29, 2010 at 10:30 a.m., and also ordered that the parties complete private mediation by
6 January 29, 2010.

7 2. On January 25, 2010, the Court continued the second CMC to March 12 in
8 response to a stipulation by counsel regarding mediation.

9 3. The parties participated in a day-long mediation session on February 22, 2010.
10 The parties were able to advance settlement discussions, and scheduled a follow up mediation
11 session for March 19, 2010. The mediator’s report is attached hereto as Exhibit A.

12 4. The parties accordingly request continuation of the March 12 CMC for an
13 additional 2-3 week period, to enable them to complete the mediation process and determine
14 whether settlement is feasible.

15 5. In the event the parties are unable to resolve the case through mediation, they will
16 be prepared to attend the rescheduled CMC in April.

17 Dated: March 3, 2010

COOLEY GODWARD KRONISH LLP
MICHAEL G. RHODES
BEATRIZ MEJIA
GAVIN L. CHARLSTON

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20 /s/ Gavin L. Charlston
21 Gavin L. Charlston
22 Attorneys for Defendant
ADZILLA, INC.

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Dated: March 3, 2010

KAMBERLAW LLC
SCOTT A. KAMBER
DAVID A. STAMPLEY

/s/ Scott A. Kamber
Scott A. Kamber
Attorneys for Plaintiff
SUSAN SIMON

PURSUANT TO STIPULATION, IT IS SO ORDERED: That the second Case Management Conference, currently scheduled for March 12, 2010, is hereby continued to _____, and the parties' joint Case Management Conference Statement is due _____.

DATED: _____

HON. MAXINE M. CHESNEY
United States District Judge