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17	Attorneys for Defendant and Counterclaimant PLANET 3, LLC	
18	UNITED STATES DISTRICT COURT	
19	FOR THE NORTHERN DISTRICT OF CALIFORNIA	
20	SAN FRANCISCO DIVISION	
21	Z I DE DEGICNA DIA	1
22	Z-LINE DESIGNS, INC.,	Case No. CV-09-1153 MHP
23	Plaintiff,	FOURTH JOINT STIPULATION
24	V.	AND-[PROPOSED] ORDER FOR MODIFICATION OF CASE
25	PLANET 3, LLC,	MANAGEMENT SCHEDULE AND TRIAL DATE
26	Defendant.	Judge: Honorable Marilyn Hall Patel
27	AND RELATED COUNTERCLAIMS.	
28		
	FOURTH JOINT STIPULATION AND [PROPOSED] ORDER FOR MODIFICATION OF CASE MANAGEMENT SCHEDULE AND TRIAL DATE CASE NO. CV-09-1153 MHP	

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WHEREAS, Z-Line Designs, Inc. ("Z-Line" or "Plaintiff") and Defendant Planet 3, LLC ("Planet 3" or "Defendant") are engaged in settlement discussions, which respective counsel believe will lead to a final resolution of this matter;

WHEREAS, the parties have reached a settlement-in-principle and are working to memorialize the terms of the settlement, with a written draft in circulation;

WHEREAS, the parties, mindful of this Court's interest in having this case resolved, and confident of the parties' ability to resolve this matter, are diligently working to reach a settlement. However, given the approaching close of fact discovery, the parties require additional time;

WHEREAS, counsel for the parties believe that an additional thirty (30) day suspension of applicable deadlines in this case will allow the parties and counsel to continue to devote their attention and resources to a final resolution of this matter.

WHEREAS, three previous suspensions have been sought by the parties;

ACCORDINGLY, the parties, by and through their undersigned counsel, HEREBY STIPULATE as follows:

In order to avoid prejudicing the parties' discovery efforts and trial preparations, and to allow the parties to focus on settlement negotiations, the parties agree and respectfully request that the current pre-trial schedule be modified as follows:

- 1. The fact discovery cut-off, which is currently set for May 7, 2010, is extended to June 6, 2010.
- 2. The deadline to designate experts, which is currently set for June 4, 2010 is extended to July 4, 2010.
- 3. The deadline to designate rebuttal experts, which is currently set for July 9, 2010, is extended to August 8, 2010.
- 4. The expert discovery cut-off, which is currently set for August 6, 2010, is extended to September 5, 2010.
- 5. The hearing on dispositive motions, which is currently set for October 4, 2010, is reset for November 8, 2010, at 2:00 p.m., or as soon thereafter as the Court's schedule permits.
 - 6. The pretrial conference, which is currently set for November 11, 2010, is adjourned

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to December 16, 2010, at 2:30 p.m., or as soon thereafter as the Court's schedule permits.

- 7. The trial date, which is current set for November 30, 2010, is adjourned to January 4, 2011, at 8:30 a.m., or as soon thereafter as the Court's schedule permits.
 - 8. All other deadlines are tolled for thirty (30) days as of the date of this stipulation.

IT IS SO STIPULATED BY THE PARTIES.

Dated: April 1, 2010 TOWNSEND AND TOWNSEND AND CREW LLP

> By Marc M. Gorelnik Attorneys for Plaintiff Z-LINE DESIGNS, INC.

Dated: April 1, 2010 JONES DAY

> Arthur S. Beeman Attorneys for Defendant PLANET 3, LLC

SIGNATURE ATTESTATION

Pursuant to General Order No. 45(X)(B), I hereby attest that I have obtained the concurrence in the filing of this document from counsel for Defendant for whom a signature is indicated by a "conformed" signature (/s/) within this e-filed document, and I have on file records to support this concurrence for subsequent production for the court, if so ordered, or for inspection upon request.

Dated: April 1, 2010 Marc M. Gorelnik Attorney for Plaintif

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PURSUANT TO STIPULATION, IT IS SO ORDE

Dated: 4/2/2010

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FOURTH JOINT STIPULATION AND [PROPOSED] ORDER FOR MODIFICATION CASE MANAGEMENT SCHEDULE AND TRIAL DATE CASE NO. CV-09-1153 MHP

Judge Marilyn H. Patel

IT IS SO ORDERED