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**Patrafico AG and PEZ Candy, Inc.**

15 **UNITED STATES DISTRICT COURT**  
 16 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

17 PATRAFICO AG, a Switzerland  
 18 corporation and PEZ CANDY, INC., a New  
 York corporation,

19 Plaintiffs,

20 v.

21 NANCY YARBROUGH DOSS, d/b/a  
 22 BURLINGAME MUSEUM OF PEZ  
 23 MEMORABILIA and COMPUTER  
 24 SPECTRUM OF BURLINGAME, and  
 25 GARY DOSS, d/b/a BURLINGAME  
 26 MUSEUM OF PEZ MEMORABILIA and  
 27 COMPUTER SPECTRUM OF  
 BURLINGAME,

28 Defendants.

Case No.: 3:09-cv-02773 JL

**JOINT STIPULATION TO  
 CONSENT TO REASSIGNMENT TO  
 MAGISTRATE JUDGE AND  
~~PROPOSED~~ ORDER**

Honorable Jeffrey S. White  
 Dept. 2

**JOINT STIPULATION**

1  
2 WHEREAS, on October 9, 2009 counsel for Plaintiffs and Defendants  
3 appeared before the Honorable Jeffrey S. White at the Initial Case Management  
4 Conference (“CMC”) in the above-captioned action (the “Action”);

5 WHEREAS, during the CMC Judge White ordered counsel to confer  
6 with their respective clients to determine whether or not they would consent to  
7 reassignment of the Action to a Magistrate Judge for all purposes;

8 WHEREAS, Judge White further indicated that if the parties were to  
9 stipulate to a specific Magistrate Judge, the Court would honor that stipulation and the  
10 action would be reassigned for all purposes to the Magistrate Judge of their choice;

11 WHEREAS, Judge White’s Civil Minute Order of October 13, 2009  
12 required the parties to confer with clients and submit a joint submission on  
13 reassignment to a Magistrate Judge for All Purposes by October 16, 2009;

14 WHEREAS, counsel report that they conferred with their respective  
15 clients regarding reassignment to a Magistrate Judge and further report that all parties  
16 consent to the reassignment of this Action to Magistrate Judge Joseph C. Spero for all  
17 purposes.

18 ACCORDINGLY, Plaintiffs and Defendants stipulate and consent as  
19 follows:

20 In accordance with the provisions of Title 28, U.S.C. Section 636(c), the  
21 undersigned Parties hereby jointly and voluntarily consent to have United States  
22 Magistrate Judge Joseph C. Spero conduct any and all further proceedings in the case,  
23  
24  
25  
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27 ///

1 including trial, and order the entry of a final judgment. Appeal from the judgment  
2 shall be taken directly to the United States Court of Appeals for the Ninth Circuit.  
3

4 DATED: October 16, 2009

Mitra M. Eskandari-Azari  
**ALSTON & BIRD LLP**

7 /s/ Mitra M. Eskandari-Azari

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8 Mitra M. Eskandari-Azari  
9 Attorneys for Plaintiffs  
**Patrafico AG and PEZ Candy, Inc.**

10  
11 DATED: October 16, 2009

Leslie Kramer  
**FENWICK & WEST LLP**

14 /s/ Leslie Kramer

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15 Leslie Kramer  
16 Attorneys for Defendants  
**NANCY YARBOROUGH DOSS, d/b/a**  
17 **BURLINGAME MUSEUM OF PEZ**  
18 **MEMORABILIA and COMPUTER**  
19 **SPECTRUM OF BURLINGAME; and**  
20 **GARY DOSS, d/b/a BURLINGAME**  
21 **MUSEUM OF PEZ MEMORABILIA and**  
22 **COMPUTER SPECTRUM OF**  
23 **BURLINGAME**

~~PROPOSED~~ ORDER

The foregoing joint stipulation is adopted by this Court and therefore the case is reassigned for any and all further proceedings, including trial, and order the entry of a final judgment, to United States Magistrate Judge Joseph C. Spero. Appeal from the judgment shall be taken directly to the United States Court of Appeals for the Ninth Circuit.

IT IS SO ORDERED.

Dated: October 19, 2009

  
Honorable Jeffrey S. White