

1 DOUGLAS A. SCULLION (SBN: 215339)  
 2 dscullion@gordonrees.com  
 3 TAD A. DEVLIN (SBN: 190355)  
 4 tdevlin@gordonrees.com  
 5 RYAN T. DUNN (SBN: 215383)  
 6 rdunn@gordonrees.com  
 7 GORDON & REES LLP  
 8 Embarcadero Center West  
 9 275 Battery Street, Suite 2000  
 10 San Francisco, CA 94111  
 11 Telephone: (415) 986-5900  
 12 Facsimile: (415) 986-8054

13 Attorneys for Defendants  
 14 LUMONDI, INC. and MONDAINE  
 15 WATCH, LTD.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

Gordon & Rees LLP  
 Embarcadero Center West  
 275 Battery Street, Suite 2000  
 San Francisco, CA 94111

11 CYMA (U.S.A.) LTD. and CYMA S.A., )  
 12 )  
 13 Plaintiff, )  
 14 )  
 15 v. )  
 16 )  
 17 LUMONDI, INC., and MONDAINE WATCH, )  
 18 )  
 19 LTD. )  
 20 )  
 21 )  
 22 )  
 23 )  
 24 )  
 25 )  
 26 )  
 27 )  
 28 )  
 Defendants. )

Case No. CV 09 2802

**STIPULATION RE: FURTHER  
 CONTINUANCE OF CASE  
 MANAGEMENT CONFERENCE,  
 CASE MANAGEMENT STATEMENT  
 AND INITIAL DISCLOSURES AND  
 RE: EXTENSION OF TIME TO FILE  
 RESPONSE TO COMPLAINT AND  
 ORDER THEREON**

1 Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure and Rule 6 of the Civil  
2 Local Rules of the United States District Court, Northern District of California, Plaintiffs Cyma  
3 (U.S.A.) Ltd. and Cyma S.A. (“Plaintiffs”) and Defendants Lumondi, Inc. (“Lumondi”) and  
4 Mondaine Watch Ltd. (“Mondaine”) (collectively, “Defendants”) hereby stipulate as follows:

5 WHEREFORE, on June 24, 2009 Plaintiffs filed a Complaint against Defendants,  
6 alleging causes of action for fraud and deceit, unjust enrichment, conversion, replevin, and  
7 declaratory relief; and

8 WHEREFORE, Mondaine agreed to accept service through substituted service on  
9 Lumondi and was served with the Summons and Complaint on August 19, 2009; and

10 WHEREFORE, none of Defendants has yet filed a responsive pleading; and

11 WHEREFORE, the Defendants anticipate filing a joint responsive pleading; and

12 WHEREFORE, Plaintiffs and Defendants agree that the time for the Defendants to file  
13 their responsive pleading shall be extended to and including September 15, 2009; and

14 WHEREFORE, Plaintiffs and Defendants agree, and respectfully request an Order that,  
15 the last day to: (1) meet and confer re: initial disclosures, early settlement ADR process selection  
16 and discovery plan; (2) file an ADR Certification signed by parties and counsel; (3) file either  
17 stipulation to ADR process or Notice of Need for ADR Phone Conference; all currently  
18 scheduled for September 14, 2009, be continued to October 12, 2009; and

19 WHEREFORE, Plaintiffs and Defendants agree, and respectfully request an Order that,  
20 the last day to file a Rule 26(f) Report, complete initial disclosures or state objection in Rule  
21 26(f) Report and file Case Management Statement currently scheduled for September 28, 2009,  
22 be continued to November 2, 2009; and

23 WHEREFORE, Plaintiffs and Defendants agree, and respectfully request an Order that,  
24 the Case Management Conference currently scheduled for Monday, October 5, 2009 at 4:00 p.m.  
25 be rescheduled for November 9, 2009 at 4:00 p.m.; and

26 WHEREFORE, the requested time modifications would have no substantial effect on the  
27 schedule for this case; and

28 WHEREFORE, Plaintiffs and Defendants agree that Plaintiffs shall give notice of any  
order hereon.

Gordon & Rees LLP  
Embarcadero Center West  
275 Battery Street, Suite 2000  
San Francisco, CA 94111

1 NOW THEREFORE, Plaintiffs and Defendants, by and through their respective  
2 undersigned counsel, hereby stipulate that the time for the Defendants to file a responsive  
3 pleading shall be extended to and including September 15, 2009.

4 NOW THEREFORE, Plaintiffs and Defendants, by and through their respective  
5 undersigned counsel, hereby stipulate and respectfully request that the Court Order as follows:

- 6 1. The last day to: (1) meet and confer re: initial disclosures, early settlement ADR  
7 process selection and discovery plan; (2) file an ADR Certification signed by  
8 parties and counsel; (3) file either stipulation to ADR process or Notice of Need  
9 for ADR Phone Conference; all currently scheduled for September 14, 2009, be  
10 continued to October 12, 2009;
- 11 2. The last day for the parties to file their Rule 26(f) Report, complete initial  
12 disclosures or state objection in Rule 26(f) Report and file Case Management  
13 Statement currently scheduled for September 28, 2009, be continued to November  
14 2, 2009.
- 15 3. The Case Management Conference currently scheduled for Monday, October 5,  
16 2009 at 4:00 p.m., be rescheduled to November 9, 2009 at 4:00 p.m..

17 **SO STIPULATED.**

18  
19  
20 Dated: 8/31, 2009

COTCHETT PITRE & McCARTHY

21  
22 By: 

23 STEVEN N. WILLIAMS  
24 ARON K. LIANG  
25 Attorneys for Plaintiffs  
26 Cyma (U.S.A.) Ltd. and Cyma S.A.  
27  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Dated: 08/31/09, 2009

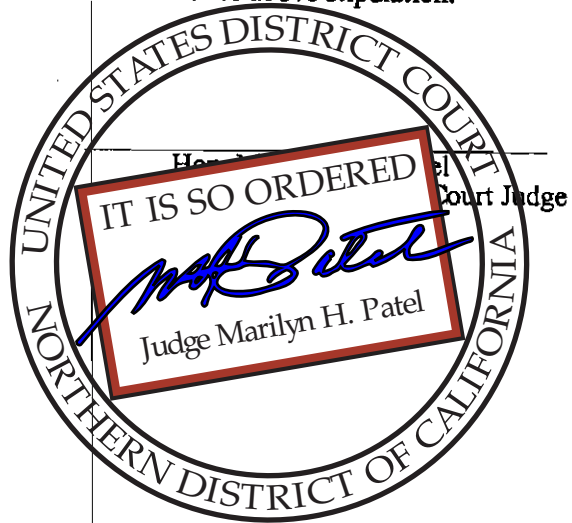
GORDON & REES LLP

By: *[Signature]*  
DOUGLAS A. SCULLION  
TAD A. DEVLIN  
RYAN T. DUNN  
Attorneys for Defendants  
LUMONDI, INC. and MONDAINE  
WATCH, LTD.

**ORDER**

The Court hereby enters an Order in conformance with the above stipulation.

Dated: 9/1/2009



Gordon & Rees LLP  
Embarcadero Center West  
275 Battery Street, Suite 2000  
San Francisco, CA 94111