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6 Attorneys for plaintiff, Briarcroft, LTD, doing business as Ireko

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9 **UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

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12 BRIARCROFT, LTD, a California  
corporation doing business as IREKO

Case No. C-09-03445 SI

13 Plaintiff,

**STIPULATION REGARDING CASE  
MANAGEMENT CONFERENCE;  
ORDER THEREON**

14 v.

15  
16 ROBERT WISNER O'NEEL III, aka  
ROBERT W. O'NEEL, aka ROB O'NEEL,  
17 TATIANA ABRACOS, aka TATIANA  
O'NEEL.

18 Defendants,

19 \_\_\_\_\_/

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21 This action was commenced on July 27, 2009. Defendants were served by certified mail  
22 on August 5, 2009.

23 The parties have been engaged in settlement discussions for several weeks. Those  
24 discussions are ongoing but the defendants believe they are not subject to this Court's  
25 jurisdiction.

26 The defendants filed a motion to dismiss based on lack of jurisdiction. That motion is set  
27 for hearing on December 18, 2009. That motion may completely dispose of this matter.

28 The parties agree and request that the Case Management Conference currently set for

1 November 6, 2009 at 2:30 pm be continued to a date after this Court rules on the motion to  
2 dismiss. The parties suggest a date in late January 2010.

3 Dated: 11/2/09

Provencher & Flatt LLP

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5 By: /s/ Douglas B. Provencher  
6 Douglas B. Provencher (77823)  
Attorneys for Plaintiff

7 Dated: 11/2/09

Smith Dollar PC

8  
9 By: /s/ Sean M. Beehler  
10 Sean M. Beehler (232551)  
11 Attorneys for Defendants

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13 **ORDER**

14 Based on this request and good cause appearing;

15 IT IS ORDERED that the Case Management Conference currently set for November 6, 2009 at  
16 2:30 pm be continued to January 22, 2010 at 2:30 p     m.

17 Dated:

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20 SUSAN ILLSTON  
United States District Court Judge