

1 CURTIS R. TINGLEY (SBN 112322)  
 ctingley@tingleyllp.com  
 2 BRUCE C. PIONTKOWSKI (SBN 152202)  
 bpiontkowski@tingleyllp.com  
 3 JONATHAN A. McMAHON (SBN 239370)  
 jmcmahon@tingleyllp.com  
 4 TINGLEY PIONTKOWSKI LLP  
 10 Almaden Boulevard, Suite 430  
 5 San Jose, California 95113  
 Telephone: (408) 283-7000  
 6 Facsimile: (408) 283-7010

7 Attorneys for Defendants  
 MATT LOCKWOOD, an individual, and dba  
 8 www.discountmountainsoftware.com;  
 DISCOUNT MOUNTAIN, INC.  
 9

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN FRANCISCO DIVISION  
 13

14 ADOBE SYSTEMS INCORPORATED,  
 15 Plaintiff,

16 v.

17 MATT LOCKWOOD, an individual and dba  
[www.discountmountainsoftware.com](http://www.discountmountainsoftware.com);  
 18 DISCOUNT MOUNTAIN, INC.; and DOES 1  
 through 10, inclusive,  
 19 Defendants.  
 20

CASE NO. C09-05165 CRB (DMR)

**STIPULATION POSTPONING  
 AND RESCHEDULING HEARING  
 DATE; ORDER**

21 Counsel for Plaintiff ADOBE SYSTEMS INCORPORATED and Defendants MATT  
 22 LOCKWOOD, dba www.discountmountainsoftware.com, and DISCOUNT MOUNTAIN, INC.,  
 23 hereby STIPULATE as follows:

24 WHEREAS, currently, Plaintiffs' Motion to Compel Discovery Responses and Motion for  
 25 Attorney's Fees are set to be heard on November 10, 2010, at 2:00 p.m.

26 WHEREAS, currently, Defendants' Motion to Quash Subpoena on Wells Fargo Bank,  
 27 N.A., is set to be heard on November 10, 2010 at 2:00 p.m.;

28 WHEREAS, though the motions have been fully briefed, and no further briefing is

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**STIPULATION AND ORDER  
 CASE NO. C09-05165 CRB**

1 required, the parties desire more time to resolve these disputes and attempt to resolve the case;

2 THEREFORE, the parties hereto, through their counsel of record, stipulate as follows:

3 1. That the hearing on all three motions be postponed 40 days to late December 2010.

4 **IT IS SO STIPULATED:**

5 Dated: November 5, 2010

TINGLEY PIONTKOWSKI LLP

6  
7 By: /s/ Bruce Piontkowski

8 BRUCE C. PIONTKOWSKI  
9 Attorneys for Defendants

10 Dated: November 5, 2010

J. ANDREW COOMBS, A.P.C.

11  
12 By: /s/ Annie Wang

13 J. ANDREW COOMBS  
14 ANNIE S. WANG  
Attorneys for Plaintiff

15 **ORDER**

16 Based upon the forgoing, IT IS SO ORDERED THAT:

17 1. Plaintiff's Motion to Compel is postponed to December 23, 2010, at 11:00 a.m.;

18 2. Plaintiff's Motion for Attorney's Fees is postponed to December 23, 2010, at

19 11:00 a.m.;

20 3. Defendants' Motion to Quash Subpoena on Wells Fargo Bank, N.A. is postponed  
21 to December 23, 2010, at 11:00 a.m.

22 **IT IS SO ORDERED**

23 DATED: November 5, 2010

24 

25 U.S. MAGISTRATE JUDGE