

1 Larry W. McFarland (Bar No. 129668)  
 E-Mail: lmcfarland@kmwlaw.com  
 2 Dennis Wilson (Bar No. 155407)  
 E-Mail: dwilson@kmwlaw.com  
 3 David K. Caplan (Bar No. 181174)  
 E-Mail: dcaplan@kmwlaw.com  
 4 Christopher T. Varas (Bar No. 257080)  
 E-Mail: cvaras@kmwlaw.com  
 5 KEATS McFARLAND & WILSON LLP  
 9720 Wilshire Boulevard  
 6 Penthouse Suite  
 Beverly Hills, California 90212  
 7 Telephone: (310) 248-3830  
 Facsimile: (310) 860-0363  
 8  
 Attorneys for Plaintiff  
 9 ZYNGA GAME NETWORK INC.

10  
 11  
 12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14 SAN FRANCISCO DIVISION  
 15

16 ZYNGA GAME NETWORK INC., a Delaware  
 Corporation,  
 17  
 18 Plaintiff,  
 19 v.  
 20 GREGORY SZIMONISZ, an individual; and  
 JARET SZIMONISZ, an individual,  
 21  
 22 Defendants.

**CASE NO. CV:09-5298 MHP**  
  
**STIPULATED REQUEST TO CONTINUE  
 CASE MANAGEMENT CONFERENCE**

CASE NO. CV:09-5298 MHP  
 STIPULATED REQUEST TO CONTINUE  
 CASE MANAGEMENT CONFERENCE

1 Plaintiff Zynga Game Network Inc. (“Zynga”) and defendants Gregory Szimonisz and Jaret  
2 Szimonisz (“Defendants”) (Zynga and Defendants are collectively referred to as the “Parties”), by  
3 and through their counsel, hereby stipulate as follows:

4 **RECITALS**

5 WHEREAS: Zynga filed the instant case on November 6, 2009; and

6 WHEREAS: The Initial Case Management Conference in this case is scheduled for June 7,  
7 2010; and

8 WHEREAS: Since Defendants were served with process, the parties have been engaged in  
9 good faith settlement discussions; and

10 WHEREAS: The Parties have made progress toward reaching a settlement, and are  
11 optimistic that they will be able to reach a settlement prior to the June 7 Initial Case Management  
12 Conference.

13 ///

14 ///

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

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

**STIPULATION**

Based on the foregoing recitals, the Parties hereby stipulate and jointly request that the Initial Case Management Conference in this case be continued until Monday, June 21, 2010 at 4:00pm, or until another date and time that is convenient for the Court, and that all related dates, including ADR dates, be continued accordingly.

**IT IS SO STIPULATED**

Dated: May 17, 2010

By: \_\_\_\_\_ /s/

Christopher T. Varas  
Keats McFarland & Wilson LLP  
Attorneys for Plaintiff  
ZYNGA GAME NETWORK INC.

Dated: May 17, 2010

By: \_\_\_\_\_ /s/

Colbern C. Stuart, III  
Lexevia LLP  
Attorneys for Defendants  
GREGORY SZIMONISZ and JARET  
SZIMONISZ

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

The Initial Case Management Conference in this matter is hereby CONTINUED until ~~June~~ **August 2,** 2010 at 4:00pm. All related dates, including all ADR dates, are hereby CONTINUED accordingly.

ENTERED THIS 24th DAY OF May, 2010

The Honorable Ma  
United States Dist



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

**PROOF OF SERVICE**  
Zynga Game Network Inc. v. Gregory Szimonisz, et al.  
U.S. District Court, Northern District of California  
San Francisco Division  
Case No. CV 09-5298 MHP

I, the undersigned, say: I am and was at all times herein mentioned a resident of the County of Los Angeles, over the age of eighteen (18) years and not a party to the within action or proceeding. My business address is 9720 Wilshire Boulevard, Penthouse Suite, Beverly Hills, California 90212, and I am employed in the office of Keats McFarland & Wilson LLP, by a member of the Bar of this Court, at whose direction the service mentioned herein below was made.

I am readily familiar with the normal business practices of my employer for the collection and processing of correspondence and other materials for mailing with the United States Postal Service. In the ordinary course of business, any materials designated for mailing with the United States Postal Service and placed by me for collection in the office of my employer is deposited that same day with the United States Postal Service, postage thereon fully prepaid.

On May 17, 2010, I served a copy of the following document(s) entitled:

**STIPULATED REQUEST TO CONTINUE  
CASE MANAGEMENT CONFERENCE**

upon counsel and/or interested parties named below by placing a true and correct copy thereof in an envelope, addressed as follows, and by the method stated:

**SEE ATTACHED SERVICE LIST**

BY MAIL: I sealed said envelope and, following the ordinary business practices of my employer, placed said sealed envelope in the office of my employer at 9720 Wilshire Boulevard, Penthouse Suite, Beverly Hills, California, for collection and mailing with the United States Postal Service on the same date. I am aware that on motion of the party served, service is presumed invalid if postal meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on May 17, 2010, at Beverly Hills, California.

\_\_\_\_\_/s/  
Darrell V. Orme Mann

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

**PROOF OF SERVICE**  
Zynga Game Network Inc. v. Gregory Szimonisz, et al.  
U.S. District Court, Northern District of California  
San Francisco Division  
Case No. CV 09-5298 MHP

SERVICE LIST

**BY FIRST CLASS MAIL:**

Colbern C. Stuart, III  
Lexevia LLP  
4139 Via Marina, Suite 1303  
Marina Del Rey, CA 90292  
Telephone: (310) 746-6112  
Facsimile: (424) 228-5272  
E-Mail: cole.stuart@lexevia.com  
**Attorneys for Defendants Gregory Szimonisz and Jaret Szimonisz**