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14 U.S. ATTORNEY'S OFFICE FOR THE
 15 NORTHERN DISTRICT OF CALIFORNIA

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA
 18 SAN FRANCISCO DIVISION

19
 20 SECURITIES AND EXCHANGE
 COMMISSION,

21 Plaintiff,

22 vs.

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 24 VINAYAK S. GOWRISH,

25 Defendant.

Case No. CV 09-5883 (SI)

**STIPULATION AND [PROPOSED]
 ORDER MODIFYING BRIEFING
 SCHEDULE OF VINAYAK S. GOWRISH'S
 MOTION TO COMPEL PRODUCTION OF
 DOCUMENTS BY THE FEDERAL
 BUREAU OF INVESTIGATION AND THE
 U.S. ATTORNEY'S OFFICE FOR THE
 NORTHERN DISTRICT OF CALIFORNIA**

Date: May 7, 2010
 Time: 9:00 a.m.
 Courtroom: 10, 19th Floor
 Judge: Hon. Susan Illston

1 WHEREAS, on December 16, 2009, the Securities and Exchange Commission (“SEC”)
2 filed this action against Defendant Vinayak S. Gowrish (“Mr. Gowrish”);

3 WHEREAS, on February 22, 2010, pursuant to the *Touhy (United States ex rel. Touhy v.*
4 *Ragen*, 340 U.S. 462 (1951); 28 C.F.R. § 16.21, *et seq.*) procedures, counsel for Mr. Gowrish sent
5 a letter to Assistant U.S. Attorney Thomas E. Stevens stating the intent to serve subpoenas for the
6 production of documents on third parties the Federal Bureau of Investigation (“FBI”) and the U.S.
7 Attorney’s Office for the Northern District of California (“USAO”);

8 WHEREAS, on March 4, 2010, Mr. Gowrish served separate subpoenas for the
9 production of documents on the FBI and the USAO;

10 WHEREAS, on March 25, 2010, Mr. Stevens sent counsel for Mr. Gowrish a letter on
11 behalf of the FBI and the USAO objecting to the two subpoenas and respectfully declining to
12 produce any responsive documents;

13 WHEREAS, on March 26, 2010, at the first Case Management Conference, counsel for
14 Mr. Gowrish selected a hearing date of May 7, 2010, for Mr. Gowrish’s motion to compel
15 production of documents by the FBI and USAO (“motion to compel”);

16 WHEREAS, on March 26, 2010, at the first Case Management Conference, the Court
17 advised that Mr. Gowrish’s motion to compel could be subject to a compressed briefing schedule
18 pursuant to stipulation;

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1 NOW THEREFORE, FOR GOOD CAUSE SHOWN, MR. GOWRISH, THE FBI, AND
2 THE USAO HEREBY STIPULATE and AGREE and respectfully request that the Court modify
3 the filing deadlines associated with Mr. Gowrish's motion to compel as follows:

4 Motion: April 9, 2010

5 Opposition: April 20, 2010

6 Reply: April 23, 2010

7 **IT IS SO STIPULATED.**

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9 Dated: April 9, 2010

MORGAN, LEWIS & BOCKIUS LLP

10 By /s/ John H. Hemann

11 JOHN H. HEMANN

12 Attorneys for Defendant
13 VINAYAK S. GOWRISH

14 Dated: April 9, 2010

15 By /s/ Thomas E. Stevens

16 THOMAS E. STEVENS

17 Attorney for Third Parties
18 FEDERAL BUREAU OF INVESTIGATION

19 U.S. ATTORNEY'S OFFICE FOR THE
20 NORTHERN DISTRICT OF CALIFORNIA

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

22
23 Dated: _____, 2010



24 THE HONORABLE SUSAN ILLSTON
25 UNITED STATES DISTRICT COURT JUDGE