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16	Attorneys for Plaintiff, DANIEL M. MILLER	
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18		TES DISTRICT COURT
10		TRICT OF CALIFORNIA
19	SAN FRAN	NCISCO DIVISION
20)
21) CASE NO.: CV-10-264 (WHA)
22	DANIEL M. MILLER,	
~~) PLAINTIFF DANIEL M. MILLER'S) MOTION FOR ADMINISTRATIVE RELIEF,
23	Plaintiff,) PURSUANT TO CIVIL LOCAL RULE 7-11,
24	vs.) TO CANCEL THE COURT-ORDERED) MEET AND CONFER HEARING SET FOR
25	FACEBOOK, INC. and YAO WEI YEO,) DECEMBER 1, 2010
26	Defendente)
27	Defendants.)
		,)
28		
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		PLAINTIFF'S MOTION FOR ADMINISTRATIVE RELIEF CV-10-264 (WHA)

1	COMES NOW Plaintiff Daniel M. Miller ("Plaintiff"), pursuant to Civil Local Rule 7-		
2	11(a), and moves this Honorable Court to cancel the Court-ordered "meet and confer" hearing		
3	scheduled for December 1, 2010. In support thereof, the Plaintiff states the following:		
4			
5	1. On November 19, 2010, pursuant to Paragraph 25 of the Court's "Supplemental		
6	Order to Order Setting Initial Case Management Conference in Civil Cases before Judge William		
7	Alsup", the Plaintiff filed a letter brief with the Court requesting that the Court compel Defendant		
8	Facebook, Inc. to respond to the Plaintiff's discovery for the reasons set forth therein (Dkt. No.		
9 10	86).		
11	2. On November 22, 2010, the Court entered its Order Setting Hearing on Plaintiff's		
12	Discovery Dispute (Dkt. No. 88) wherein the Court ordered the parties to "meet and confer" from		
13	11:00 A.M. to 2:00 P.M. on Wednesday, December 1, 2010, in the Attorney's Lounge of the		
14	federal courthouse. At 1:30 P.M., the Court stated that it would hear any remaining unresolved		
15	issue(s) following the "meet and confer."		
16 17	3. On November 29 th , Defendant Facebook, Inc. responded in opposition to the		
18	Plaintiff's letter brief (Dkt. No. 93).		
19	3. On Friday, November 26 th , and again, on Monday, November 29 th , counsel for the		
20			
21	Plaintiff and Defendant Facebook, Inc. conferred via telephone and electronic mail and agreed to		
22	fully respond to all outstanding discovery requests by answering pending interrogatories and		
23	producing documents responsive to pending requests for production by December 17, 2010. The		
24	parties also agreed to work in good faith to schedule the parties' respective depositions by the end		
25	of January, 2011. Additionally, the parties anticipate filing a joint stipulation with the Court		
26	memorializing their agreement.		
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1	4. Thus, at present, there does not appear to be a discovery dispute between the	
2	parties necessitating Court intervention.	
3 4	5. Lead counsel for the parties have conferred and have stipulated to the relief	
5	requested herein. Pursuant to Civil Local Rules 7-11(a) and 7-12, this stipulation is attached	
6	hereto as is a proposed order canceling the December 1 st "meet and confer" hearing.	
7	WHEREFORE PREMISES CONSIDERED, the Plaintiff respectfully seeks the relief	
8	herein requested and all other relief deemed appropriate and just by the Court.	
9		
10	Dated: November 29, 2010 Respectfully submitted,	
11	s/ Brian D. Hancock	
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	Plaintiff's Motion for Administrative Relief	
	CV-10-264 (WHA)	