

1 James C. Pistorino (SBN 226496)
 Daniel T. Shvodian (SBN 184576)
 2 Richard C. Lin (SBN 209233)
 HOWREY LLP
 3 1950 University Avenue, 4th Floor
 East Palo Alto, CA 94303
 4 Telephone: (650) 798-3500
 Facsimile: (650) 798-3600
 5 Email: *pistorinoj@howrey.com*
 Email: *shvodiand@howrey.com*
 6 Email: *linrichard@howrey.com*

7 Attorneys for Plaintiff
 TECHSAVIES, LLC

8
 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN FRANCISCO DIVISION
 12

13 TECHSAVIES, LLC,
 14 Plaintiff,
 15 v.
 16 W DFA MARKETING, INC.,
 17 Defendant.

Case No. CV-10-1213-BZ

**JOINT MOTION AND [PROPOSED]
 ORDER TO AMEND SCHEDULING
 ORDER**

1 Following the conclusion of the ENE Conference on October 29, 2010, Plaintiff Techsavies,
2 LLC and Defendant WDFM Marketing, Inc., by and through their respective counsel, agreed to a 30-
3 day extension for non-expert discovery for the purpose of addressing issues raised during the ENE,
4 which the parties believe may assist them in resolving this matter.

5 In view of the foregoing, the parties respectfully request that the Court amend the Scheduling
6 Order to extend certain deadlines as set forth below. None of the proposed changes impact any Court
7 deadlines, including the trial date.

EVENT	CURRENT DEADLINE	PROPOSED NEW DEADLINE
Cutoff for non-expert discovery	October 29, 2010	December 1, 2010
Opening expert reports	November 19, 2010	December 17, 2010
Responsive expert reports	December 10, 2010	January 7, 2011
Close of expert discovery	December 22, 2010	January 21, 2011
Last day to file dispositive motions	February 9, 2011	No change
Last day for hearing of dispositive motions	March 16, 2011	No change
Pretrial conference	April 26, 2011	No change
Trial	May 16, 2011	No change

17 Dated: October 22, 2010

By: /s/ Daniel T. Shvodian
Daniel T. Shvodian

Daniel T. Shvodian (SBN 184576)
HOWREY LLP
1950 University Avenue, 4th Floor
East Palo Alto, CA 94303
Telephone: (650) 798-3500
Facsimile: (650) 798-3600
Email: ShvodianD@howrey.com

Attorney for Plaintiff
TECHSAVIES, LLC

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

By: /s/ J. Daniel Sharp
 J. Daniel Sharp

J. Daniel Sharp (SBN 131042)
CROWELL & MORING LLP
275 Battery Street, 23rd Floor
San Francisco, CA 94111
Telephone: (415) 986-2800
Facsimile: (415) 986-2827
Email: dsharp@crowell.com

Attorney for Defendant
W DFA MARKETING, INC.

1 **ORDER**

2 The parties having so stipulated, and good cause appearing,

3 IT IS SO ORDERED that the Scheduling Order be modified as follows:

4

EVENT	NEW DEADLINE
Cutoff for non-expert discovery	December 1, 2010
Opening expert reports	December 17, 2010
Responsive expert reports	January 7, 2011
Close of expert discovery	January 21, 2011

5
6
7

8
9 Dated: October 29, 2010

10 
11 _____
12 Honorable Bernard Zimmerman
13 United States Magistrate Judge
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

FILER'S ATTESTATION

I, Daniel T. Shvodian, am the ECF user whose identification and password are being used to file this Joint Stipulation. Pursuant to General Order No. 45, § X(B), I attest under penalty of perjury that concurrence in the filing of the document has been obtained from J. Daniel Sharp.

Dated: October 22, 2010

By: /s/ Daniel T. Shvodian
Daniel T. Shvodian

1 **CERTIFICATE OF SERVICE**

2 I am employed in the County of San Mateo, State of California. I am over the age of 18 and
3 not a party to the within action. My business address is 1950 University Avenue, 4th Floor, East Palo
Alto, California 94303.

4 On October 22, 2010, I served the within:

5 **JOINT MOTION AND [PROPOSED] ORDER TO AMEND SCHEDULING ORDER**

6 on the interested parties in said action as stated below.

7 J. Daniel Sharp
Anne W. Kuykendall
8 CROWELL & MORING LLP
275 Battery Street, 23rd Floor
9 San Francisco, CA 94111
Telephone: 415.986.2800
10 Facsimile: 415.986.2827
Email: dsharp@crowell.com
11 Email: akuykendall@crowell.com

12 *Attorneys for Defendant W DFA Marketing, Inc.*

13 (OVERNIGHT DELIVERY) I deposited in a box or other facility regularly maintained by
14 Federal Express, an express service carrier, or delivered to a courier or driver authorized by
said express service carrier to receive documents, a true copy of the foregoing document in
15 sealed envelopes or packages designated by the express service carrier, addressed as stated
above, with fees for overnight delivery paid or provided for.

16 (MAIL) I am readily familiar with this firm's practice of collection and processing
17 correspondence for mailing. Under that practice it would be deposited with the U.S. postal
service on that same day in the ordinary course of business. I am aware that on motion of party
18 served, service is presumed invalid if postal cancellation date or postage meter date is more
than 1 day after date of deposit for mailing in affidavit.

19 (PERSONAL SERVICE) I delivered such envelope(s) by hand to the offices of addressee.

20 (BY ELECTRONIC MAIL) I caused such document(s) to be sent to the persons at the e-mail
21 addresses listed above. I did not receive, within a reasonable time after the submission, any
electronic message or other indication that the transmission was unsuccessful.

22 (BY CM/ECF) I caused such document(s) to be sent via electronic mail through the Case
23 Management/Electronic File system with the U.S. District Court for the Northern District of
California.

24 I declare under penalty of perjury under the laws of the State of California that the foregoing is
25 true and correct. Executed on October 22, 2010, at East Palo Alto, California.

26 Laurie M. Hockin
27 (Type or print name)

26 /s/ Laurie M. Hockin
27 (Signature)

28 23503874