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14 *Attorneys for Defendant Rhapsody International  
Inc.*

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

18 PENELOPE HOUSTON, an individual,  
19 GREG INGRAHAM, an individual, JAMES  
WILSEY, an individual, and DANIEL  
20 O'BRIEN, an individual,

21 Plaintiffs,

22 v.

23 DAVID FERGUSON, an individual dba CD  
PRESENTS, BURIED TREASURE MUSIC  
and ANARCHY ANTHEMS; THE IRENE J.  
24 FERGUSON TRUST, an entity of unknown  
origin doing business as BURIED TREASURE  
25 MUSIC, BURIED TREASURE, INC., a  
Corporation of unknown jurisdiction and  
26 RHAPSODY INTERNATIONAL, INC., a  
Delaware Corporation,

27 Defendants.  
28

CASE NO. 3:10-CV-01881 JSW

**STIPULATION AND ~~PROPOSED~~  
ORDER RE: EXTENSION OF TIME TO  
FILE RESPONSE TO COMPLAINT**

1 Pursuant to 6-1(a) of the Civil Local Rules of the United States District Court,  
2 Northern District of California, Plaintiffs Penelope Houston, Greg Ingraham, James Wilsey  
3 and Daniel O'Brien ("Plaintiffs"), on the one hand, and Defendant Rhapsody International  
4 Inc. ("Defendant"), on the other hand, hereby stipulate as follows:

5 WHEREAS, Defendant was served with Summons and Defendant's answer or  
6 motion under Rule 12 must be filed and served on or before January 6, 2011; and

7 WHEREAS, Plaintiffs and Defendant agree that the time for Defendant to file a  
8 responsive pleading shall be extended to and including January 14, 2011; and

9 WHEREAS, Rule 6-1(a) of the Local Rules of the United States District Court,  
10 Northern District of California, permits the parties to extend the time within which to  
11 answer or otherwise respond to the complaint by stipulation in writing and without a Court  
12 order provided the change will not alter the date of any event or any deadline already fixed  
13 by Court order; and

14 WHEREAS, Plaintiffs and Defendant agree that the extension of time for Defendant  
15 to file a responsive pleading will not alter the date of any event or any deadline already  
16 fixed by Court order;

17 NOW THEREFORE, Plaintiffs and Defendant, by and through their respective  
18 undersigned counsel, hereby stipulate as follows:

19 1.0 The time for Defendant to file a responsive pleading shall be extended to and  
20 including January 14, 2011.

21 SO STIPULATED.

LAW OFFICE OF ALAN KORN

22 Dated: December 29, 2010

By: /s/ Alan Michael Korn  
Alan Michael Korn  
*Attorneys for Plaintiffs*

THE BERNSTEIN LAW GROUP, PC

25 Dated: December 29, 2010

By: /s/ Marc N. Bernstein  
Marc N. Bernstein  
*Attorneys for Defendant Rhapsody International, Inc.*

Attestation of Concurrence

I, Alan Michael Korn, as the ECF user and filer of this document, attest that, pursuant to General Order 45(X)(B), concurrence in the filing of this document has been obtained from Marc N. Bernstein, the above signatory.

December 29, 2010

/s/ Alan Michael Korn  
Alan Michael Korn

~~PROPOSED~~ ORDER

Pursuant to the foregoing Stipulation, IT IS HEREBY ORDERED that Defendant Rhapsody International Inc.'s responsive pleading in the above matter shall be filed by no later than January 14, 2011.

Dated: January 3, 2011, 2010

By:

  
Hon. Jeffrey S. White  
Judge of the United States District Court  
Northern District of California