

E-Filed 1/6/11

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6 Attorneys for Defendant
 ELECTRONIC ARTS INC.
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9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN FRANCISCO DIVISION
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13 MICHAEL E. DAVIS, aka TONY DAVIS,
 VINCE FERRAGAMO, and BILLY JOE
 14 DUPREE, on behalf of themselves and all
 other similarly situated,
 15

16 Plaintiffs,

17 v.

18 ELECTRONIC ARTS INC.,

19 Defendant.

Case No. 10-CV-3328-RS

**STIPULATION AND ~~PROPOSED~~
 ORDER CHANGING DATE OF CASE
 MANAGEMENT CONFERENCE**

AS MODIFIED BY THE COURT

Judge: Hon. Richard Seeborg

Date Comp. Filed: July 29, 2010

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1 WHEREAS, Plaintiff Michael Davis filed the Complaint in this action against Defendant
2 Electronic Arts Inc. (“EA”) on July 29, 2010; and

3 WHEREAS, Plaintiffs Michael E. Davis, Vince Ferragamo, and Billy Joe Dupree
4 (collectively “Plaintiffs”) filed the First Amended Complaint on November 8, 2010; and

5 WHEREAS, EA was served with the Complaint and First Amended Complaint on
6 November 10, 2010; and

7 WHEREAS, Plaintiffs agreed to grant an extension of time for EA to respond to the First
8 Amended Complaint to January 6, 2011; and

9 WHEREAS, EA will be filing a Motion to Dismiss or, in the alternative, a Special
10 Motion to Strike Plaintiffs’ Claims on January 6, 2011; and

11 WHEREAS, counsel have conferred and agreed to set EA’s motion for a hearing on
12 February 24, 2011; and

13 WHEREAS, the Initial Case Management Conference is currently set for January 27,
14 2011 at 10:00 a.m.

15 WHEREAS, the parties believe that it would be most convenient and efficient to continue
16 the Case Management Conference and associated deadlines to coincide with the hearing on EA’s
17 Motion to Dismiss/Special Motion to Strike;

18 THEREFORE, the parties hereby stipulate as follows:

19 **STIPULATION**

20 1. Plaintiffs and EA, by and through their undersigned counsel, hereby stipulate and
21 respectfully request a continuance of the Case Management Conference scheduled for
22 January 27, 2011 at 10:00 a.m. until February 24, 2011 at 1:30 p.m., or as soon as practicable
23 thereafter as the availability of the Court’s calendar permits.

24 2. Both parties agree to the stipulation as indicated by their signatures below. The
25 parties respectfully request that the Court approve the stipulation. A form of Proposed Order is
26 filed herewith.

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1 R. James Slaughter, the filer of this stipulation, pursuant to General Order No. 45,
2 Electronic Case Filing, Section 10(b), hereby attests that Brian D. Henri concurs in the filing of
3 this stipulation.

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5 Dated: January 5, 2011

KEKER & VAN NEST LLP

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8 By: /s/ R. James Slaughter
9 R. JAMES SLAUGHTER
10 R. ADAM LAURIDSEN
11 Attorneys for Defendant
12 ELECTRONIC ARTS INC.

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12 Dated: January 5, 2011

THOMAS WHITELAW & TYLER, LLP

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15 By: /s/ Brian D. Henri
16 BRIAN D. HENRI
17 Attorneys for Plaintiffs MICHAEL
18 DAVIS, VINCE FERRAGAMO, and
19 BILLY JOE DUPREE

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~~[PROPOSED]~~ ORDER

The Court having considered the above joint request, and good standing appearing therefore, HEREBY ORDERS that the scheduled Case Management Conference date of January 27, 2011 is vacated, and shall be rescheduled for ~~February 24, 2011 at 1:30 p.m.~~
April 7, 2011 at 10:00 a.m.

IT IS SO ORDERED.

Dated: 1/5, 2011



HON. RICHARD SEEBORG
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF
CALIFORNIA