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9 Attorneys for Plaintiffs

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

13 MICHAEL E. DAVIS, aka TONY DAVIS,  
14 VINCE FERRAGAMO, and BILLY JOE  
15 DUPREE, on behalf of themselves and all  
others similarly situated,

16 Plaintiffs,

17 vs.

18 ELECTRONIC ARTS, INC.,

19 Defendant.

CASE NO. 10-cv-3328 RS

**STIPULATION AND ~~[PROPOSED]~~  
ORDER RE CONTINUANCE OF CASE  
MANAGEMENT CONFERENCE AND  
BRIEFING SCHEDULE AND HEARING  
DATE FOR ELECTRONIC ARTS INC.'S  
MOTION FOR PARTIAL SUMMARY  
JUDGMENT**

1 Pursuant to Local Rule 6-2 the parties hereby submit this stipulated request for an Order  
2 regarding the Case Management Conference, and the briefing and hearing schedule on defendant  
3 Electronic Arts Inc.'s ("EA") Motion for Partial Summary Judgment ("MSJ") (Dkt. 205).

4  
5 WHEREAS, on February 2, 2017 this Court issued an Order setting a Case Management  
6 Conference in this case for March 2, 2017 (Dkt. 204 p. 8).

7 WHEREAS, EA filed its MSJ on February 15, 2017, so that Plaintiffs' opposition to that  
8 motion is currently due on March 1, 2017, EA's reply brief is due March 8, 2017, and the hearing  
9 is currently scheduled for March 23, 2017 at 2:30 p.m.. (Dkt. 206).

10 WHEREAS, Plaintiffs lead counsel is scheduled to undergo surgery on February 24, 2017,  
11 and has been advised he will be unable to work for a week thereafter including March 2, 2017.

12 THEREFORE, the parties, by and through their undersigned counsel, hereby stipulate and  
13 respectfully request as follows:

14 **STIPULATION**

- 15 1. The Case Management Conference be continued for one week to March 9, 2017 at  
16 10:00 a.m.
- 17 2. The briefing schedule on EA's MSJ shall be continued for one week so that Plaintiffs'  
18 opposition is due March 8, 2017, and EA's reply brief is due March 15, 2017.
- 19 3. The hearing on EA's MSJ shall be continued to April 6, 2017 at 1:30 P.M.

20 Both parties agree to the stipulation as indicated by their signatures below. The parties  
21 respectfully request that the Court approve the stipulation. A proposed Order is filed herewith.

22  
23 Dated: February 23, 2017

HENRI LAW GROUP

24  
25 /s/ Brian D. Henri  
26 BRIAN D. HENRI  
27 Attorneys for Plaintiffs MICHAEL  
28 E. DAVIS, VINCE FERRAGAMO, and  
BILLY JOE DUPREE

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Dated: February 23, 2017

KEKER & VAN NEST LLP

/s/ R. James Slaughter  
R. JAMES SLAUGHTER  
Attorneys for Defendant  
ELECTRONIC ARTS INC.



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~~PROPOSED~~ ORDER

The Court, having considered the above joint request and good cause appearing therefore,  
HEREBY ORDERS as follows:

1. The Case Management Conference scheduled for March 2, 2017 at 10:00 is hereby continued to March 9, 2017 at 10:00 a.m.
2. The hearing on EA's Motion for Partial Summary Judgment is continued from March 23, 2017 to April 6, 2017 at 1:30 p.m. The following schedule shall apply to EA's motion:
  - a. Plaintiffs' opposition shall be filed no later than March 8, 2017.
  - b. EA's reply brief shall be filed no later than March 15, 2017.

PURSUANT TO PARTIES STIPULATION, IT IS SO ORDERED.

Dated: 2/24, 2017



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THE HONORABLE RICHARD SEEBORG  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA