

1 J. Andrew Coombs (SBN 123881)
 andy@coombspc.com
 2 Annie S. Wang (SBN 243027)
 annie@coombspc.com
 3 Nicole L. Drey (SBN 250235)
 nicole@coombspc.com
 4 J. Andrew Coombs, A P. C.
 517 East Wilson Avenue, Suite 202
 5 Glendale, California 91206
 Telephone: (818) 500-3200
 6 Facsimile: (818) 300-3201

7 Attorneys for Plaintiff
 Adobe Systems Incorporated
 8
 Rodney B. Sorensen (SBN 196926)
 9 rbs@paynefears.com
 Payne & Fears LLP
 10 Attorneys at Law
 One Embarcadero Center, Suite 2300
 11 San Francisco, California 94111
 Telephone: (415) 398-7860
 12 Facsimile: (415) 398-7863

13 Robert R. Brunelli, admitted *pro hac vice*
 rbrunelli@sheridanross.com
 14 Patricia Y. Ho, admitted *pro hac vice*
 pho@sheridanross.com
 15 Sheridan Ross PC
 1560 Broadway, Suite 1200
 16 Denver, Colorado 80202
 Telephone: (303) 863-9700
 17 Facsimile: (303) 863-0223

18 Attorneys for Defendant
 Royal Distribution Inc.

19
 20 UNITED STATES DISTRICT COURT
 21 NORTHERN DISTRICT OF CALIFORNIA (SAN FRANCISCO)

22	Adobe Systems Incorporated,)	Case No. C10-3568 SC
23)	
	Plaintiff,)	JOINT STIPULATION TO CONTINUE
24	v.)	TRIAL AND PRE-TRIAL DATES
25	Royal Distribution, Inc., et al.)	
26)	
	Defendants.)	

27
 28

1 Plaintiff Adobe Systems Incorporated (“Plaintiff”) and Defendant Royal Distribution, Inc.
2 (“RDI”) (collectively “Defendants”), by and through their respective counsel of record, hereby
3 stipulate and agree as follows:

4 WHEREAS Plaintiff filed its complaint against Defendant on or about August 13, 2010;

5 WHEREAS the Court held a Case Management Conference on or about December 3, 2010;

6 WHEREAS the Court set a trial date of September 6, 2011, and a discovery cut-off date of
7 July 6, 2011, among other dates;

8 WHEREAS the parties have diligently been pursuing the completion of written discovery,
9 but certain disputes are still outstanding before Magistrate Judge Beeler, including a Joint Letter
10 which was filed on or about May 4, 2011;

11 WHEREAS mediation was conducted on May 11, 2011, at which time significant progress
12 was made towards settlement. In light of such progress, a second mediation session has been
13 scheduled for June 7, 2011;

14 WHEREAS the Parties are optimistic that this matter can settle in the very near future but
15 are concerned over the impending discovery cut-off and other impending pre-trial dates, which
16 could cause fees to be incurred that would unnecessarily hinder settlement;

17 WHEREAS lead trial counsel for Plaintiff as well as lead trial counsel for Defendant will
18 alternatively be unavailable for a significant period of time in June and July, preventing and/or
19 delaying the taking of certain necessary depositions;

20 WHEREAS a brief continuance of the trial and pre-trial dates would allow the parties
21 sufficient time to attend the second mediation session and hopefully resolve this matter without
22 further need for intervention from the Court or, alternatively, to complete discovery and other pre-
23 trial preparations thereafter; and

24 WHEREAS there has been no prior continuance of the trial in this matter or request to
25 continue the trial, pre-trial or discovery cut-off dates.

26 NOW, THEREFORE, Plaintiff and Defendant stipulate and request that all pending dates in
27 this Action be continued for approximately sixty (60) days to allow additional time for settlement
28

1 such that trial may possibly be avoided. The Parties request that the new trial date be set for
2 November 8, 2011, or a date thereafter acceptable with the Court, with all other pre-trial dates
3 adjusted accordingly.

4 IT IS SO STIPULATED:

5 Dated: June 3, 2011

J. Andrew Coombs, A Professional Corp.

7 By: /s Nicole L Drey
8 J. Andrew Coombs
9 Nicole L. Drey
Attorneys for Plaintiff Adobe Systems Incorporated

10 Dated: June 3, 2011

Sheridan Ross PC

11 By: /s Patricia Y. Ho
12 Robert R. Brunelli
13 Patricia Y. Ho
Attorneys for Defendant

14 **[PROPOSED] ORDER**

15 PURSUANT TO REQUEST, IT IS SO ORDERED.

16 DATED: _____, 2011

