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18 Softwaremedia.com, Inc.

19 **UNITED STATES DISTRICT COURT**

20 **NORTHERN DISTRICT OF CALIFORNIA (SAN JOSE)**

21 Adobe Systems Incorporated,)

22 Plaintiff,)

23 v.)

24 Adam Childers, et al.,)

25 Defendants.)

Case No. CV10-3571 ~~JF~~ JSW

**STIPULATION TO CONTINUE CASE
MANAGEMENT CONFERENCE AND
~~PROPOSED~~ ORDER**

Date: September 30, 2011

Time: 10:30 a.m.

Court: Hon. Jeremy Fogel

1 PLAINTIFF Adobe Systems Incorporated (“Plaintiff”) and Defendants Adam Childers, an
2 individual, and SoftwareMedia.com, Inc. (collectively “Defendants”), by and through their
3 respective counsel of record, hereby stipulate and agree as follows:

4 WHEREAS the Parties conducted a settlement conference with Magistrate Judge Lloyd on
5 or about July 29, 2011;

6 WHEREAS the Parties reached a settlement in principle at that time;

7 WHEREAS the Parties are currently exchanging settlement documents and are very close
8 to finalizing settlement;

9 WHEREAS certain disclosures are required from Defendant in order to finalize settlement;

10 WHEREAS Defendant has been compiling the required information, but it has taken longer
11 than expected, and he anticipates providing the disclosures no later than September 30, 2011;

12 WHEREAS both counsel for Plaintiff and counsel for Defendants are located in Southern
13 California such that travel to the Case Management Conference would incur significant additional
14 expenses to both sides;

15 WHEREAS continuing the Case Management Conference will provide the Parties with
16 additional time to finalize settlement and file the appropriate documents to dismiss this action in its
17 entirety; and
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1 NOW, THEREFORE, Plaintiff and Defendants stipulate and request the Court continue the
2 Case Management Conference for twenty-one (21) days, or not earlier than October 21, 2011.

3 IT IS SO STIPULATED.

4
5 DATED: September 23, 2011

J. Andrew Coombs, A Professional Corp.

6
7 By: /s Nicole L. Drey
8 J. Andrew Coombs
9 Nicole L. Drey
10 Attorneys for Plaintiff Adobe Systems Incorporated

11 DATED: September 23, 2011

McCurdy & Leibl, LLP

12 By: /s Reagan Elizabeth Boyce
13 John D. McCurdy
14 Reagan Elizabeth Boyce
15 Attorney for Defendants Adam Childers and
16 SoftwareMedia.com, Inc.

17 **~~PROPOSED~~ ORDER**

18 PURSUANT TO REQUEST, IT IS SO ORDERED. The Court shall hold a case management
19 DATED: September 28 _____, 2011 conference on October 28, 2011 at 1:30 p.m.,
20 unless a dismissal is filed before that date.

21
22 
23 _____
24 Jeffrey S. White
25 UNITED STATES DISTRICT JUDGE