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14 Attorneys for Defendant  
 ZYNGA GAME NETWORK INC.

16 UNITED STATES DISTRICT COURT  
 17 NORTHERN DISTRICT OF CALIFORNIA

18 DIGITAL CHOCOLATE, INC., a Delaware  
 19 corporation,

20 Plaintiff,

21 v.

22 ZYNGA GAME NETWORK INC., a  
 Delaware corporation,

23 Defendant.

Case No. CV-10-3758

**STIPULATION EXTENDING TIME BY  
 WHICH DEFENDANT ZYNGA GAME  
 NETWORK INC. MUST RESPOND TO THE  
 COMPLAINT**

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Pursuant to the Local Rules of Practice in Civil Proceedings before the United States District Court for the Northern District of California ("Civil L.R."), Civil L.R. 6-1, Plaintiff Digital Chocolate, Inc. ("Digital Chocolate") and Defendant Zynga Game Network Inc. ("Zynga"), through their counsel, hereby stipulate as follows:

1. Digital Chocolate filed its Complaint in the above-captioned action against Zynga on August 24, 2010.

2. Digital Chocolate served the Complaint on Zynga at Zynga's principal place of business on August 25, 2010.

3. Zynga has since approached Digital Chocolate and requested additional time to respond to the Complaint.

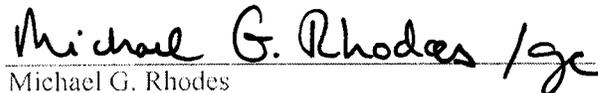
4. Digital Chocolate and Zynga accordingly agree to extend the deadline by which Zynga must respond to Digital Chocolate's Complaint in this action to and including October 11, 2010.

5. This stipulation will not alter the date of any event or any deadline already established by Court Order.

**IT IS SO STIPULATED.**

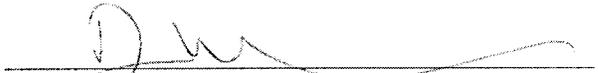
Dated: September 15, 2010

COOLEY LLP

  
\_\_\_\_\_  
Michael G. Rhodes  
Attorneys for Plaintiff  
DIGITAL CHOCOLATE, INC.

Dated: September 10, 2010

KEATS MCFARLAND & WILSON LLP

  
\_\_\_\_\_  
Dennis L. Wilson  
Attorneys for Defendant  
ZYNGA GAME NETWORK INC.

**PROOF OF SERVICE**  
**(FRCP 5)**

I am a citizen of the United States and a resident of the State of California. I am employed in San Francisco County, State of California, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years, and not a party to the within action. My business address is Cooley LLP, 101 California Street, 5th Floor, San Francisco, California 94111-5800. On the date set forth below I served the documents described below in the manner described below:

**STIPULATION EXTENDING TIME BY WHICH DEFENDANT ZYNGA  
GAME NETWORK INC. MUST RESPOND TO THE COMPLAINT**

- (BY U.S. MAIL) I am personally and readily familiar with the business practice of Cooley LLP for collection and processing of correspondence for mailing with the United States Postal Service, and I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States Postal Service at San Francisco, California.
- (BY MESSENGER SERVICE) by consigning the document(s) to an authorized courier and/or process server for hand delivery on this date.
- (BY FACSIMILE) I am personally and readily familiar with the business practice of Cooley LLP for collection and processing of document(s) to be transmitted by facsimile and I caused such document(s) on this date to be transmitted by facsimile to the offices of addressee(s) at the numbers listed below.
- (BY OVERNIGHT MAIL) I am personally and readily familiar with the business practice of Cooley LLP for collection and processing of correspondence for overnight delivery, and I caused such document(s) described herein to be deposited for delivery to a facility regularly maintained by FedEx for overnight delivery.
- (BY ELECTRONIC MAIL) I am personally and readily familiar with the business practice of Cooley LLP for the preparation and processing of documents in portable document format (PDF) for e-mailing, and I caused said documents to be prepared in PDF and then served by electronic mail to the parties listed below.

on the following part(ies) in this action:

Zynga Game Network Inc.  
365 Vermont Street  
San Francisco, CA 94103

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Executed on September 15, 2010, at San Francisco, California.



Mercedes Milana