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11 *Counsel for Plaintiffs The Gap, Inc. and*  
*Gap (Apparel) LLC*

12  
 13 **UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

14 THE GAP, INC. and GAP (APPAREL)  
 15 LLC,

16 Plaintiffs,

17 v.

18 GREG MURPHY D/B/A GAPNOTE INC.  
 19 and GAPNOTE.COM,

20 Defendant.

Case No. C 10-04354 EDL

**REQUEST AND [PROPOSED] ORDER  
 TO CONTINUE INITIAL CASE  
 MANAGEMENT CONFERENCE  
 AND ADR DEADLINES**

**LOCAL RULE 6-1(b)**

21 Plaintiffs, THE GAP, INC. and GAP (APPAREL) LLC, hereby request a  
 22 continuation of the Initial Case Management Conference and ADR deadlines, set by the  
 23 Court's scheduling order of **September 27, 2010**.

24 Plaintiff has not yet served Defendant, GREG MURPHY D/B/A GAPNOTE INC.  
 25 and GAPNOTE.COM, with the Complaint and Summons in this case because the parties  
 26 have been actively engaged in settlement discussions. The parties have reached a  
 27 settlement in principle of the matter and are working on documentation of the settlement.  
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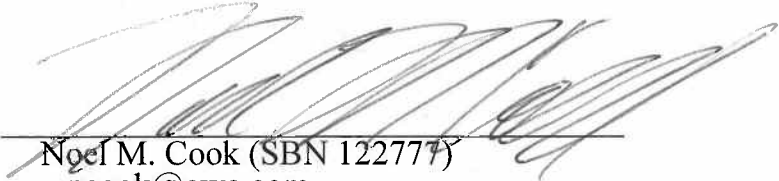
1 The deadline for the Rule 26(f) report, Initial Disclosures and Joint Case Management  
2 Statement is **December 28, 2010** and the Initial Case Management Conference is currently  
3 set for **January 4, 2010**. The deadline by which Plaintiff must serve the Complaint and  
4 Summons in this case is **January 25, 2011**.

5 Accordingly, Plaintiffs, THE GAP, INC. and GAP (APPAREL) LLC, request the  
6 Initial Case Management Conference and the associated deadlines be continued for thirty  
7 (30) days. Because no other deadlines have been scheduled by the Court, the schedule for  
8 the case will not otherwise be affected. There have been no previous time modifications in  
9 this case.

10 Plaintiff did not obtain a stipulation to the requested continuation because it has not  
11 yet effected service upon Defendant, and neither Defendant nor counsel for Defendant  
12 have appeared.

13 Dated: December 21, 2010

14  
15  
16 By:



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(Apparel) LLC*

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**[PROPOSED] ORDER**

IT IS ORDERED that the Initial Case Management Conference and the associated deadlines are continued for **thirty (30) days**. ~~A revised scheduling order will be issued by the Court.~~ The initial case management conference is continued to February 8, 2011 at 4:00 p.m. A joint case management conference statement shall be filed no later than February 1, 2011.

Dated: December 21, 2010

By: Elizabeth D. Laporte  
Elizabeth D. Laporte  
United States Magistrate Judge