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8 Attorneys for Defendants  
 9 ROCKET VENTURES II, L.P.; ROCKET VENTURES II CEO  
 10 FUND, L.P.; and ROCKET VENTURES SBIC PARTNERS,  
 11 LLC

12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14 SAN FRANCISCO DIVISION

15 UNITED STATES SMALL BUSINESS  
 16 ADMINISTRATION in its capacity as  
 17 Receiver for ROCKET VENTURES II SBIC,  
 18 L.P.,

19 Plaintiff,

20 v.

21 ROCKET VENTURES II, L.P., a California  
 22 limited partnership; ROCKET VENTURES II  
 23 CEO FUND, L.P., a California limited  
 24 partnership; and ROCKET VENTURES  
 25 SBIC PARTNERS, LLC, a Delaware limited  
 26 liability company,

27 Defendants.

Case No. CV-10-4425 JSW

**JOINT STIPULATION AND [~~PROPOSED~~]  
 ORDER EXTENDING DATES AND SETTING  
 FORTH AN AMENDED ORDER  
 SCHEDULING TRIAL AND PRETRIAL  
 MATTERS**

28 **WHEREAS**, this Court issued an Order Scheduling Trial and Pretrial Matters on March 17,  
 2011;

**WHEREAS**, the Parties have not received advice from the ADR Unit with respect to the  
 appointment of an evaluator, as provided in Local ADR5-3;

**WHEREAS**, the Parties are actively engaging in settlement discussions; and

**FOR THE REASONS** set forth above and in the parties' accompanying (attached) letter  
 dated July 29, 2011:

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**IT IS HEREBY STIPULATED AND ORDERED THAT:**

1. Close of non-expert discovery be extended by five months to and including February 6, 2012; November 5, 2012
2. Bench trial date be extended to and including ~~October 29, 2012~~ at 8:00 a.m., 5 days;
3. Pretrial conference be extended to and including October 15, 2012;
4. Last day to hear dispositive motions be extended to and including June 15, 2012;
5. Further Case Management Conference on June 15, 2012; and
6. Joint Supplemental Case Management Statement due June 8, 2012.

**SO STIPULATED.**

Dated: July 29, 2011

SCHNADER HARRISON SEGAL & LEWIS  
LLP

By: /s/ T. Scott Tate  
T. Scott Tate

U.S. SMALL BUSINESS ADMINISTRATION

By: /s/ Arlene M. Embry  
Arlene M. Embry

Attorneys for Plaintiff  
UNITED STATES SMALL BUSINESS  
ADMINISTRATION in its capacity as Receiver  
for ROCKET VENTURES II SBIC, L.P.

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Dated: July 29, 2011

COOLEY LLP

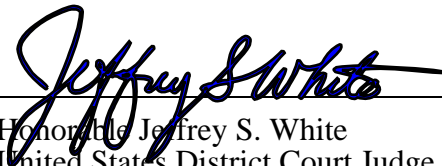
By: /s/ Gordon C. Atkinson  
Gordon C. Atkinson

Attorneys for Defendants  
ROCKET VENTURES II, L.P., ROCKET  
VENTURES II CEO FUND, L.P. and ROCKET  
VENTURES SBIC PARTNERS, LLC

*Filer's Attestation re signatures: Gordon C. Atkinson hereby attests that concurrence in the filing of this document has been obtained.*

**IT IS SO ORDERED:**

Dated: <sup>August 1</sup> ~~July~~ \_\_\_\_, 2011

  
\_\_\_\_\_  
Honorable Jeffrey S. White  
United States District Court Judge

**Schnader**  
ATTORNEYS AT LAW  
1935 — 75 YEARS — 2010

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July 29, 2011

T. Scott Tate  
Direct Dial 415-364-6719  
E-mail: state@Schnader.com

Judge Jeffrey S. White  
U.S. District Court  
Northern District of California  
San Francisco Courthouse  
Courtroom 11, 19<sup>th</sup> Floor  
450 Golden Gate Avenue  
San Francisco, CA 94102

**RE: *SBA v. Rocket Ventures II, L.P., et al.*;  
USDC, Northern District of California Case No. CV10-4425**

Dear Judge White:

I write today on behalf of not only our client, the Plaintiff but also with the agreement of the three Defendants Rocket Ventures II L.P., a California limited partnership; Rocket Ventures II CEO Fund, L.P., a California limited partnership; and Rocket Ventures SBIC Partners, LLC, a Delaware limited liability company and their counsel Mr. Gordon Atkinson.

The Plaintiffs and the three Defendants' representatives have actively engaged in settlement discussions regarding the factual and legal underpinnings of this matter over the last two months, meeting in person and exchanging position papers to try to resolve the matter short of full Discovery and trial. We have exchanged formal Discovery (requests for documents and noticed representative depositions) but we are attempting to postpone this as long as we reasonably can to try resolve the matter.

Your Order of March 17, 2011 required our selected alternate dispute resolution process to be completed by July 31, but we have not received advice from the ADR Unit regarding the appointment of the evaluator as provided in Local ADR 5-3. Accordingly we request that the deadlines set in your March 17 Order be modified. We suggest that the time for taking Discovery be extended by five months to February 6, 2012, and that the other deadlines be adjusted accordingly. We have enclosed a Proposed Stipulated Order for your review.

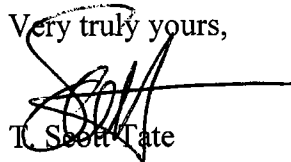
We will file a formal request for the requested changes to the deadlines if the Court prefers.

Please let us know how the Court wishes us to proceed.

Judge Jeffrey S. White  
July 29, 2011  
Page 2

Thank you for your consideration of our request.

Very truly yours,

A handwritten signature in black ink, appearing to read "T. Scott Tate", with a horizontal line extending to the right from the end of the signature.

T. Scott Tate

TST:wr  
Encl.: Proposed Stipulated Order  
CC: Gordon Atkinson, Esq., counsel for the Defendants