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13
 14 IN THE UNITED STATES DISTRICT COURT
 15 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 16 SAN FRANCISCO DIVISION

17 elcommerce.com, Inc.,
 18 Plaintiff,
 19 v.
 20 SAP AG and SAP America, INC.,
 21 Defendant.

Case No. 3:10-mc-80320 JSW (EMC)
 Related to Civil Action No. No. 2:09-CV-04458-JD In the Eastern District of Pennsylvania
STIPULATED CONTINUANCE OF HEARING OF ELCOMMERCE'S MOTION TO COMPEL MCKESSON TO COMPLY WITH SUBPOENA ISSUED BY ELCOMMERCE ; ORDER
 Date: February 23, 2011
 Time: 10:30 am
 Courtroom: Courtroom C, 15th Floor
 Judge: Mag. Judge Edward M. Chen

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STIPULATED CONTINUANCE OF HEARING

Plaintiff elcommerce.com, Inc. files this Stipulated Continuance of Hearing for the hearing scheduled for February 23, 2011 at 10:30 a.m. before Magistrate Judge Edward M. Chen, 450 Golden Gate Avenue, 15th Floor, Courtroom C, San Francisco, CA 94102, on elcommerce's Motion to Compel McKesson to Comply with Subpoena Issued by elcommerce filed December 22, 2010.

elcommerce has conferred with the Courtroom Deputy Ms. Betty Lee and understands the Court is available to hear the referenced motion on May 25, 2011, at 3:00 p.m. before Magistrate Judge Edward M. Chen, 450 Golden Gate Avenue, 15th Floor, Courtroom C, San Francisco, CA 94102. McKesson's Opposition shall be due May 4, 2011. elcommerce's Reply shall be due May 11, 2011.

PLEASE TAKE NOTICE THAT elcommerce and McKesson stipulate to continue the hearing scheduled for February 23, 2011 at 10:30 a.m. before Magistrate Judge Edward M. Chen, 450 Golden Gate Avenue, 15th Floor, Courtroom C, San Francisco, CA 94102, on elcommerce's Motion to Compel McKesson to Comply with Subpoena Issued by elcommerce filed December 22, 2010, to May 25, 2011, at 3:00 p.m. before Magistrate Judge Edward M. Chen, 450 Golden Gate Avenue, 15th Floor, Courtroom C, San Francisco, CA 94102, or another time thereafter convenient to the Court. McKesson's Opposition shall be due May 4, 2011. elcommerce's Reply shall be due May 11, 2011.

McKesson has agreed to produce documents and witnesses responsive to elcommerce's subpoena in the short term. The parties have agreed to continue the hearing pending elcommerce's review of McKesson's production.

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Dated: February 4, 2011


Respectfully submitted,

CHRISTOPHER R. BENSON
FULBRIGHT & JAWORSKI L.L.P.

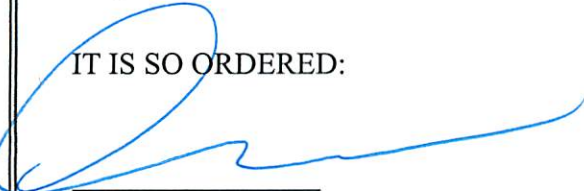
By /s/ Christopher R. Benson
CHRISTOPHER R. BENSON
Attorney for Plaintiff
Elcommerce.com, Inc.

Dated: February 4, 2011

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By 
STEVEN H. WINICK
BRIAN R. BLACKMAN
Attorneys for Third-Party
MCKESSON CORPORATION

IT IS SO ORDERED:



Edward M. Chen
U.S. Magistrate Judge

Dated: 2/4/11

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CERTIFICATE OF SERVICE

I certify that this pleading was served in accordance with the Federal Rules of Civil Procedure on all known counsel of record on February 4, 2011.

/s/ J. Reid Bumgarner
J. Reid Bumgarner