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 11 XOOM CORPORATION

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

14 XOOM CORPORATION, a California
 15 Corporation,

Case No. 11-CV-00848 (CRB)

16 Plaintiff,

**CONSENTED MOTION FOR AN
 EXTENSION OF SERVICE DEADLINE
 AND [PROPOSED] ORDER**

17 vs.

18 MOTOROLA TRADEMARK
 19 HOLDINGS, LLC, a Delaware limited
 20 liability company, MOTOROLA
 21 MOBILITY, INC., a Delaware corporation,
 22 and MOTOROLA MOBILITY
 23 HOLDINGS, INC., a Delaware
 24 corporation, and DOES 1 through 10
 25 inclusive

26 Defendants.

27 Plaintiff Xoom Corporation (“Xoom”) filed the complaint in this action on February 23,
 28 2011. Pursuant to Rule 4(m) of the Federal Rules of Civil Procedure, Xoom has 120 days, or
 until June 23, 2011, to serve the summons and complaint. The parties are in discussions
 regarding the dispute. Counsel for Xoom and counsel for Defendants, Kristin J. Achterhof of
 Katten Muchin Rosenman LLP, have mutually agreed to file this motion to extend the service
 deadline by 20 days to July 13, 2011. *See* FRCP 6(b)(1)(A) (“When an act may or must be done
 within a specified time, the court may, for good cause, extend the time: (A) with or without
 motion or notice if the court acts, or if a request is made, before the original time or its extension
 expires.”); *Henderson v. U.S.*, 517 U.S. 654 (1996) (120 day period for service provided by FRCP

1 4(m) is extendable). The parties believe a 20-day extension is required to allow time to resolve
2 this matter due to the intervening holiday on July 4, 2011. This request has been served by email
3 on Defendants' counsel.

4 Given that the parties are in discussions to resolve this matter and that both parties agree
5 to the extension, there is good cause for the Court to extend the service deadline to July 13, 2011.
6 Accordingly, the parties respectfully request that the service deadline be extended.

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8 Dated: June 22, 2011

MORGAN, LEWIS & BOCKIUS LLP
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LEIGHA E. WILBUR

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By /s/Rochelle D. Alpert

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Rochelle D. Alpert

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Attorneys for Plaintiff
XOOM CORPORATION

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