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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,

17 vs.

18 **CONSENTED MOTION FOR AN
 19 EXTENSION OF SERVICE DEADLINE
 20 AND [REDACTED] ORDER**

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

Defendants.

Plaintiff Xoom Corporation (“Xoom”) filed the complaint in this action on February 23, 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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Dated: June 22, 2011

MORGAN, LEWIS & BOCKIUS LLP
ROCHELLE D. ALPERT
LEIGHA E. WILBUR

By /s/Rochelle D. Alpert
Rochelle D. Alpert

Attorneys for Plaintiff
XOOM CORPORATION

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~~PROPOSED~~ ORDER

Having reviewed the Consented Motion for an Extension of Service Deadline and finding good cause for the Motion,

IT IS HEREBY ORDERED that the deadline for serving the summons and complaint in this proceeding is extended until July 13, 2011.

IT IS SO ORDERED.

Dated: June 23, 2011

