1 2 3 4 5	Kristin Achterhof (pending admission <i>pro hac vice</i>) Cathay Y. N. Smith (pending admission <i>pro hac vice</i>) KATTEN MUCHIN ROSENMAN LLP 525 W. Monroe Street Chicago, IL 60601-3693 Telephone: (312) 902-5200 Facsimile: (312) 902-1061 Email: kristin.achterhof@kattenlaw.com cathay.smith@kattenlaw.com	1	
6 7 8 9	Dennis B. Kass, State Bar No. 137263 Richard G. Garcia, State Bar No. 198185 MANNING & KASS ELLROD, RAMIREZ, TRESTER LLP One California Street, Suite 1100 San Francisco, CA 94111 Telephone: (415) 217-6900 Facsimile: (415) 217-6909 Email: dbk@manningllp.com		
10 11 12 13	Attorneys for Defendants MOTOROLA TRADEMARK HOLDINGS, LLC, MOTOROLA MOBILITY, INC., and MOTOROLA MOBILITY HOLDINGS, INC.		
14 15 16 17	UNITED STATES DIS NORTHERN DISTRICT		
 18 19 20 21 22 23 24 25 26 	XOOM CORPORATION, a California Corporation, Plaintiff, vs. MOTOROLA TRADEMARK HOLDINGS, LLC, a Delaware limited liability company, MOTOROLA MOBILITY, INC., a Delaware corporation, and MOTOROLA MOBILITY HOLDINGS, INC., a Delaware corporation, and DOES 1 through 10 inclusive, Defendants.		Case No.: 11-CV-00848 CRB UNOPPOSED EX PARTE APPLICATION FOR A CONTINUANCE OF CASE MANAGEMENT CONFERENCE DATE AND RELATED DEADLINES AND [FROT OSED] ORDER DATE: NOVEMBER 18, 2011 TIME: 8:30 A.M. COURTROOM: 8, 19 TH FLOOR
26 27 28	Plaintiff Xoom Corporation ("Xoom Corporat Motorola Trademark Holdings, LLC, Motorola Mobil		

1	(collectively "Motorola") on February 23, 2011. On September 2, 2011, the Court granted the		
2	parties' Consented Motion for an Extension of Case Management Conference and Related		
3	Deadlines. The Court set a November 11, 2011 deadline for the Case Management Conference		
4	Joint Statement, and scheduled a Case Management Conference for November 18, 2011, at 8:30		
5	a.m. The parties had been engaged in settlement discussions.		
6	On October 28, 2011, Xoom Corporation served Motorola with its Complaint. Motorola's		
7	Answer is now due on November 18, 2011. Given that the Case Management Conference is		
8	scheduled for the same date that Motorola's Answer is due and that the related Case Management		
9	Conference deadlines are scheduled before Motorola's Answer is even due, good cause exists to		
10	extend the Case Management Conference and related deadlines so that they occur after Motorola's		
11	Answer is due. See FRCP 6(b)(1)(A) ("When an act may or must be done within a specified time,		
12	the court may, for good cause, extend the time: (A) with or without motion or notice if the court		
13	acts, or if a request is made, before the original time or its extension expires.")		
14	As such, Motorola respectfully requests a continuance of the Case Management Conference		
15	to December 16, 2011, at 8:30 a.m., and to extend all the dates calculated from the Case		
16	Management Conference date accordingly. Xoom Corporation has advised Motorola that it will not		
17	oppose this ex parte application to continue the Case Management Conference and related dates.		
18			
19	Dated: November 8, 2011 MANNING & KASS ELLROD, RAMIREZ, TRESTER LLP		
20	ELEROD, RAWIREZ, TRESTER LEP		
21	By: Sty Richard G. Garcia		
22	By: S:\Richard G. Garcia Dennis B. Kass Richard G. Garcia		
23	Attorneys for Defendants Motorola Trademark Holdings, LLC, Motorola		
24	Motorola Hademark Holdings, ELC, Motorola Mobility, Inc., Motorola Mobility Holdings, Inc.		
25	inc.		
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1	TROPOSED ORDER
2	Having reviewed Motorola Trademark Holdings, LLC, Motorola Mobility, Inc. and
3	Motorola Mobility Holdings, Inc.'s unopposed Ex Parte Application for Continuance of Case
4	Management Conference and Related Deadlines and finding good cause for the Application,
5	IT IS HEREBY ORDERED that the Case Management Conference is continued until
6	December 16, 2011, at 8:30 a.m. and the dates calculated on the Case Management Conference date
7	shall be extended accordingly.
8	
9	IT IS SO ORDERED.
10	5 ⁵¹ ^A
11	Dated: November <u>14</u> , 2011
12	TIT IS SO OT TUDGE
13	Z Judge Charles R. Breyer
14	Judge Charles 10
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16	DISTRICT OF COM
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