

1 David M. Given (State Bar No. 142375)  
 2 dmg@phillaw.com  
 3 Nicholas A. Carlin (State Bar No.  
 4 112532)  
 5 nac@phillaw.com  
 6 Alexander H. Tuzin (State Bar No.  
 7 267760)  
 8 aht@phillaw.com  
 9 PHILLIPS, ERLEWINE & GIVEN LLP  
 10 50 California Street, 35th Floor  
 11 San Francisco, CA 94111  
 12 Telephone: 415-398-0900  
 13 Facsimile: 415-398-0911

14 *Attorneys for Plaintiffs*

15 Jeffrey D. Goldman (State Bar No. 155589)  
 16 jgoldman@jmbm.com  
 17 Ryan S. Mauck (State Bar No. 223173)  
 18 rmauck@jmbm.com  
 19 Brian M. Yates (State Bar No. 241798)  
 20 byates@jmbm.com  
 21 JEFFER MANGELS BUTLER & MITCHELL  
 22 LLP  
 23 1900 Avenue of the Stars, Seventh Floor  
 24 Los Angeles, California 90067-4308  
 25 Telephone: 310-203-8080  
 26 Facsimile: 310-203-0567

27 *Attorneys for Defendant*

28 UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

15 ROB ZOMBIE, a/k/a Robert Wolfgang  
 16 Zombie, f/k/a Robert Cummings; WHITE  
 17 ZOMBIE, a general partnership;  
 18 WHITESNAKE, a doing business as  
 19 designation of David Coverdale, by and for  
 20 WHITESNAKE PRODUCTIONS  
 21 (OVERSEAS) LIMITED; and DAVE  
 22 MASON, individually and on behalf of all  
 23 others similarly situated,

24 Plaintiffs,

25 vs.

26 UMG RECORDINGS, INC., a Delaware  
 27 corporation,

28 Defendant.

Case No. CV 11-02431 SI

**STIPULATION AND [PROPOSED]  
 ORDER CONTINUING CASE  
 MANAGEMENT CONFERENCE**

The Honorable Susan Illston

1 Plaintiffs in the above-captioned action and Defendant UMG Recordings, Inc., by and  
2 through their counsel, hereby stipulate as follows:

3 WHEREAS, Plaintiffs in this case filed their complaint on May 18, 2011;

4 WHEREAS, on June 1, 2011, the Court issued an Order relating this case to the case  
5 entitled *Rick James et. al. v. UMG Recordings, Inc.*, Case No. CV 11-01613 SI (the “James  
6 Action”);

7 WHEREAS, a further Case Management Conference is currently scheduled in this case,  
8 as well as in the James Action, for October 14, 2011 at 3:00 p.m.;

9 WHEREAS, due to prior-scheduled commitments, counsel for Plaintiffs are unavailable  
10 for a Case Management Conference on October 14, 2011, and the parties therefore wish to  
11 continue the upcoming further Case Management Conference to the next date that is available for  
12 the Court and the parties;

13 WHEREAS, the parties therefore jointly and respectfully request that the Court continue  
14 the upcoming further Case Management Conference until November 4, 2011 at 3:00 p.m.;

15 WHEREAS, the purpose of this request is not for delay;

16 WHEREAS, the requested continuance will not alter any other deadlines set by the Court;

17 WHEREAS, concurrent with the filing of this stipulation, the parties in the James Action  
18 are filing a similar request to continue the Case Management Conference in that case to the same  
19 date, November 4, 2011 at 3:00 p.m.;

20 IT IS HEREBY STIPULATED THAT:

21 1. The parties respectfully request that the upcoming further Case Management  
22 Conference be continued from October 14, 2011 until November 4, 2011 at 3:00 p.m.

23  
24 IT IS SO STIPULATED.  
25  
26  
27  
28



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**[PROPOSED] ORDER**

IT IS HEREBY ORDERED, pursuant to the Stipulation between the parties, that:

1. The upcoming further Case Management Conference is continued until November 4, 2011 at 3:00 p.m.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 10/6/11



---

The Honorable Susan Illston  
United States District Judge

941096.1