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9 Attorneys for Defendant
 10 HEALTHYPETS.COM

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

14 FEDERAL EXPRESS CORPORATION,
 15 Plaintiff,
 16 vs.
 17 HEALTHYPETS.COM and DOES 1
 18 THROUGH 10, inclusive,
 19 Defendant.

Case No.: C11-02481 EDL

**STIPULATION AND ~~PROPOSED~~
 ORDER TO CONTINUE CASE
 MANAGEMENT CONFERENCE**

21 Plaintiff Federal Express Corporation ("Plaintiff") and Defendant HealthyPets.com
 22 ("Defendant") (jointly, the "Parties"), by and through their undersigned counsel, hereby enter
 23 into the following stipulation:

24 WHEREAS, pursuant to the Court's August 29, 2011 Notice of Setting Case
 25 Management Conference ("CMC Notice") and Rule 26 of the Federal Rules of Civil Procedure,
 26 there is a Case Management Conference scheduled for November 8, 2011 at 10:00 a.m.;

27 WHEREAS, the parties have engaged in extensive settlement negotiations and stipulate
 28 that they have reached a settlement agreement of this matter;

1 WHEREAS, to allow sufficient time for the parties to finalize settlement of this case, the
2 Parties desire to continue the case management deadlines and hearing set forth in the Court's
3 CMC Notice for approximately 30 days;

4 NOW, THEREFORE, the Parties hereby stipulate to a request that the Case Management
5 Conference currently set for November 8, 2011, be vacated and that the parties have thirty days
6 to file a Request for Dismissal of the case. If the settlement is not completed the parties stipulate
7 that they will provide notice to the Court within 30 days of said development.

8
9 IT IS SO STIPULATED

10 NEVIN, RAMOS & STEELE

11
12
13 DATED: November 7, 2011

By: /s/ Geoffrey W. Steele
Geoffrey W. Steele

14
15 Attorneys for HEALTHYPETS.COM.

16 SHANE & TAITZ

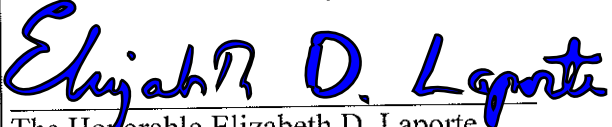
17
18
19 DATED: November 7, 2011

By: /s/ David R. Shane
David R. Shane

20 Attorney for Plaintiff FEDERAL EXPRESS
21 CORPORATION

22 IT IS SO ORDERED.

23 (1) The Case Management Conference currently scheduled for November 8, 2011 ~~be~~
is continued to December 6, 2011 at 3:00 p.m.
24 ~~vacated~~. The parties shall either file a dismissal of the case or shall notify the court that the case
25 did not settle within thirty days of date of this Order.

26 
27 The Honorable Elizabeth D. Laporte
28 United States Magistrate Judge

November 7, 2011
Date