

1 PETER C. McMAHON (State Bar No. 161841)
 2 KATHERINE DEBSKI (State Bar No. 271528)
 3 MCMAHON SEREPCA LLP
 4 985 Industrial Road, Suite 201
 5 San Carlos, CA 94070
 6 Telephone: (650) 637-0600
 7 Facsimile: (650) 637-0700
 8 Email: peter@mllp.com; katherine@mllp.com

9 Attorneys for Defendants
 10 WILLIAM FISCHER AND UPPER ORBIT, LLC

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN FRANCISCO DIVISION

14 SUZANNE D. JACKSON,

15 Plaintiff,

16 v.

17 WILLIAM FISCHER; JON SABES;
 18 STEVEN SABES; DAVID GOLDSTEEN;
 19 MARVIN SIEGEL; BRIAN CAMPION;
 20 LONNIE BOOKBINDER; CHETAN
 21 NARSUDE; MANI KULASOORIYA;
 22 JOSHUA ROSEN; UPPER ORBIT, LLC;
 23 SPECIGEN, INC.; PEER DREAMS, INC.,
 24 NOTEBOOKZ, INC., ILEONARDO.COM,
 25 INC.; NEW MOON, LLC; MONVIA, LLC;
 26 and SAZANI BEACH HOTEL,

27 Defendant.

Case No. 3:11-cv-02753-JSW

**STIPULATION AND ~~PROPOSED~~
 ORDER MODIFYING BRIEFING
 SCHEDULE REGARDING
 DEFENDANTS' MOTIONS TO
 DISMISS
 AND CONTINUING CASE
 MANAGEMENT CONFERENCE**

28 STIPULATION AND ~~PROPOSED~~ ORDER: Case No: 3:11-cv-02753-JSW

1 Plaintiff Suzanne Jackson (“Plaintiff”) and defendants William Fischer
2 (“Fischer”), Upper Orbit, LLC (“Upper Orbit”), Jon Sabes (“Jon Sabes”), Steven Sabes (“Steven
3 Sabes”), David Goldsteen (“Goldsteen”), Marvin Siegel (“Siegel”), Brian Campion
4 (“Campion”), Chetan Narsude (“Narsude”), Mani Kulasooriya (“Kulasooriya”), and Monvia,
5 LLC (“Monvia”), collectively “Defendants”, by and through their counsel, and subject to the
6 Court’s approval, stipulate as follows:
7

8 WHEREAS, on or about June 6, 2011, Plaintiff filed her Complaint;

9 WHEREAS, Plaintiff served her Complaint on Defendants on varying dates, as
10 follows:
11

12 (a) On August 19, 2011, Plaintiff’s complaint was served on Defendant
13 Siegel, who stipulated with Plaintiff to extend Siegel’s time to respond
14 until October 11, 2011;

15 (b) On August 27, 2011, Plaintiff’s complaint was served on Defendant
16 Goldsteen, who stipulated with Plaintiff to extend his time to respond
17 until October 11, 2011;

18 (c) On or about August 27, 2011, Plaintiff’s complaint was served on
19 Defendant Campion, who stipulated with Plaintiff to extend his time to
20 respond until October 28, 2011;

21 (d) On August 30, 2011, Plaintiff’s complaint was served on Defendants
22 Jon Sabes and Steven Sabes, who stipulated with Plaintiff to extend
23 their time to respond until October 11, 2011;
24
25
26
27
28

1 (e) On August 30, 2011, Plaintiff's complaint was served on Defendants
2 Monvia, Narsude, and Kulasooriya, who stipulated with Plaintiff to
3 extend their time to respond until October 11, 2011;

4 (f) On August 31, 2011, Defendants Fischer and Upper Orbit voluntarily
5 accepted service of Plaintiff's complaint through their Minnesota
6 counsel, who stipulated with Plaintiff to extend Fischer's and Upper
7 Orbit's time to respond until October 11, 2011;

8 (g) Defendants Bookbinder, Specigen, Peer Dreams, Notebookz,
9 iLeonardo.com, New Moon and Joshua Rosen have been served but
10 have not yet entered appearances and Defendant Sazani Beach Hotel
11 has not been served;
12

13
14 WHEREAS, certain Defendants have filed motions to dismiss, as follows:

15 (a) On October 11, 2011, motions to dismiss were filed by Defendants Jon
16 Stabes, Steven Sabes, Siegel, Fischer, Upper Orbit, Goldsteen,
17 Kulasooriya, Narsude, and Monvia;
18

19 WHEREAS, the hearing on Defendants' Motions to Dismiss is currently set for
20 February 24, 2012 at 9:00 a.m.;

21 WHEREAS, Defendants have met and conferred regarding an alternative to the
22 briefing schedule set forth by Civil Local Rule 7-3;
23

24 WHEREAS, the parties hereby stipulate that Plaintiff's response(s) to all Motions
25 to Dismiss set for hearing on **February 24, 2012** shall now be due on **November 28, 2011**, and
26 Defendants' Replies to Plaintiff's opposition(s) shall be due on **December 16, 2011**.
27
28

1 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED BY AND
2 BETWEEN THE PARTIES that the briefing schedule set forth above is an acceptable
3 modification to the briefing schedule set forth under Civil Local Rule 7-3.
4

5 Dated: October 20, 2011 /s/ Peter C. McMahon
6 Peter C. McMahon
7 MCMAHON SEREPKA LLP
8 Attorneys for Defendants
9 William Fischer & Upper Orbit, LLC

10 Dated: October 20, 2011 /s/Robert Stumpf
11 Robert Stumpf
12 SHEPPARD MULLIN ET AL.
13 Attorneys for Plaintiff Suzanne Jackson

14 Dated: October 20, 2011 /s/Tanya Herrera
15 Tanya Herrera
16 STEIN & LUBIN LLP
17 Attorneys for Defendants Jon Stabes,
18 Steven Sabes, and Marvin Siegel

19 Dated: October 21, 2011 /s/Brian Campion
20 Brian Campion
21 Defendant, *in pro per*

22 Dated: October 21, 2011 /s/Bret A. Puls
23 Bret A. Puls (*Pro Hac Vice*)
24 OPPENHEIMER WOLFF &
25 DONNELLY LLP
26 Attorneys for Defendant David Goldsteen

27 Dated: October 20, 2011 /s/Tom Chia-Kai Wang
28 Tom Chia-Kai Wang
LAW OFFICES OF TOM CHIA-KAI
WANG
Attorneys for Defendants Chetan Narsude,
Mani Kulasooriya, and Monvia LLC

In addition, the case management conference, and all associated deadlines, is
CONTINUED from October 28, 2011 at 1:30 p.m. to April 27, 2012 at 1:30 p.m.

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED**

2 Dated: October 21, 2011

3 
4 The Hon. Jeffrey S. White

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