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 9 HARDLINE DESIGN LLC

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

12 HARDLINE DESIGN LLC,
 13 Plaintiff,
 14 vs.
 15 EDGE INTERNATIONAL, LLC; and, B8
 16 CONCEPT LTD.,
 17 Defendants.
 18
 19
 20 AND ALL RELATED CROSS CLAIMS

CASE NO.: 3:12-cv-04001-RS
JOINT STIPULATION AND ~~PROPOSED~~ ORDER
 Judge: The Honorable Richard Seeborg
 Trial Date: N/A
 Action Filed: July 30, 2012

1 **INTRODUCTION**

2 Plaintiff and Counterclaim Defendant HARDLINE DESIGN LLC (“Hardline”)
3 and Defendant and Counterclaim Plaintiff EDGE INTENATIONAL, LLC (“Edge”) respectfully
4 file this joint stipulation and proposed order. The following items are currently on calendar
5 before this Court (in chronological order):

6 (1) Response to Edge’s motion for summary judgment (Docket No. 16), due
7 November 7, 2012;

8 (2) Joint Case Management Statement and Rule 26(a)(1) disclosures, due
9 November 8, 2012;

10 (3) Reply to Edge’s motion for summary judgment (Docket No. 16), due
11 November 14, 2012;

12 (4) Case Management Conference and hearing on Hardline’s motion to dismiss
13 (Docket No. 13), on November 15, 2012; and

14 (5) Hearing on Edge’s motion for summary judgment (Docket No. 16), on
15 November 29, 2012.

16 Subject to the Court’s approval, Hardline and Edge have agreed to an immediate
17 and temporary 45-day stay of this case, beginning from the date of the signed Court order.

18 Hardline and Edge have stipulated to the following:

19 (1) Hardline shall send a demand of notice of arbitration pursuant to AAA rules to
20 B8 Concept Limited, by sending such notice to:

21 B8 Concept Ltd.
22 Rm A 15/F
23 Hillier Commercial Building 65-67 Bonham Strand East
24 Sheung Wan, Hong Kong

25 and to b8conceptlimited@mail.com.

26 With a cc to Joshua Kirsch at jkirsch@gibsonrobb.com

27 (2) Hardline shall send a demand of notice of arbitration pursuant to AAA rules to
28 Edge International, LLC via its counsel of record, Joshua Kirsch, by regular mail at GIBSON
ROBB & LINDH, LLP, 201 Mission St., Suite 2700, San Francisco, CA 94105 and email at

1 jkirsch@gibsonrobb.com. It is the intent of the parties hereto that all three contracts in dispute
2 shall be subject to a single, binding arbitration.

3 (3) In the event that B8 Concept Limited responds to the demand and submits to
4 binding arbitration, Edge and Hardline shall stipulate to extend the 45-day stay of this Court
5 action indefinitely to permit the arbitration to proceed.

6 (4) In the event that the 45-day stay expires without further stipulation, all
7 oppositions and replies to be filed in response to the above-listed motions, to the extent such
8 oppositions and replies have not yet been filed, will be filed pursuant to Local Rule 7-3 or other
9 agreement of the parties.

10 **ORDER**

11 PURSUANT TO STIPULATION, IT IS SO ORDERED:

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13 Dated: 11/5/12



14 The Honorable Richard Seeborg
15 United States District Court Judge
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Dated: November 2, 2012

Respectfully submitted,

By /s/ Inder Comar

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Attorney for Plaintiff / Counterclaim
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HARDLINE DESIGN LLC

By /s/ Joshua Kirsch

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Attorney for Defendant / Counterclaim
Plaintiff
EDGE INTERNATIONAL, LLC

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DECLARATION OF CONSENT

Pursuant to Local Rule 5-1 regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from all counsel for all parties.

/s/ Inder Comar
D. Inder Comar