

1 MICHAEL G. SHANNON (*admitted pro hac vice*)
 Michael.Shannon@ThompsonHine.com
 2 THOMPSON HINE LLP
 3 335 Madison Avenue
 New York, New York 10017
 4 Telephone: 212.908.3954
 Fax: 212.344.6101

5 Attorneys for Defendants DAVID LERNER
 6 ASSOCIATES, INC. and DAVID LERNER

7 *Pursuant to Civil Local Rule 3-4(a)(1), please refer to the signature*
 8 *pages for the complete list of parties represented on this Stipulation*

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

12 PIPING ROCK PARTNERS, INC., a California) corporation, and CHRISTOPHER K.) 13 GERMAIN, an individual,)) 14 Plaintiffs,)) 15 vs.)) 16 DAVID LERNER ASSOCIATES, INC., a New) York corporation, DAVID LERNER, an) 17 individual, and GEORGE DOBBS, an individual,)) 18 Defendants.)	Case No. C 12-4634 SI STIPULATED REQUEST AND [PROPOSED] ORDER TO CONTINUE INITIAL CASE MANAGEMENT CONFERENCE Date: December 7, 2012 Time: 2:30 p.m. Judge: Honorable Susan Illston (Courtroom 10)
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 20 **STIPULATED REQUEST**

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 22 IT IS HEREBY STIPULATED AND AGREED by and between all parties and their
 23 respective counsel as follows:

24 WHEREAS an Initial Case Management Conference is currently scheduled to take
 25 place on December 7, 2012 at 2:30 p.m. and a Joint Case Management Conference Statement is due
 26 on November 30, 2012; and

27 WHEREAS the parties have begun and are continuing their meet and confer sessions
 28 regarding Federal Rule of Civil Procedure, Rule 26(f) and anticipate completing and filing the

1 appropriate Rule 26 Report and Discovery Plan by December 7, 2012; and

2 WHEREAS lead counsel for Defendants DAVID LERNER ASSOCIATES, INC. and
3 DAVID LERNER, Michael G. Shannon, is located in New York and has a scheduling conflict which
4 will cause him to be unable to attend the December 7, 2012 Initial Case Management Conference in
5 person; and

6 WHEREAS good cause exists to move the date of the Initial Case Management
7 Conference to December 14, 2012 at 2:30 p.m. and to move the deadline to file a Joint Case
8 Management Conference Statement to December 7, 2012.

9 WHEREAS no other continuances of the Initial Case Management Conference have
10 been requested, and the only effect that the granting of this request will have on the schedule of the
11 case is that it will cause the Initial Case Management Conference to be postponed by one week.

12 Accordingly, the parties submit this stipulated request pursuant to Civil Local Rule 6-2
13 requesting that the date of the Initial Case Management Conference be continued to December ²⁰~~14~~,
14 2012 at 2:30 p.m. and that the deadline to file a Joint Case Management Conference Statement be
15 continued to December ¹³~~7~~, 2012.

16 **IT IS SO STIPULATED AND REQUESTED.**

17
18 DATED: November 27, 2012

/s/ Nathan R. Jaskowiak
STEPHEN YOUNG
CHRISTOPHER A. STECHER
NATHAN R. JASKOWIAK
KEESAL, YOUNG & LOGAN

MICHAEL G. SHANNON
JENNIFER S. ROACH (*admitted pro hac vice*)
MATTHEW D. RIDINGS (*admitted pro hac vice*)
THOMPSON HINE LLP (*admitted pro hac vice*)

Attorneys for Defendants
DAVID LERNER ASSOCIATES, INC. and DAVID
LERNER

1 DATED: November 27, 2012

/s/ Benjamin W. White
(E-signature expressly authorized on November 27, 2012)
BENJAMIN W. WHITE
KEVIN J. WOODS
WHITE & WOODS, LLP

Attorneys for Defendant
GEORGE DOBBS

6
7 DATED: November 27, 2012

/s/ Thomas D. O'Brien
(E-signature expressly authorized on November 27, 2012)
JONATHAN S. BALL
THOMAS D. O'BRIEN
BALL LAW CORPORATION

Attorneys for Plaintiffs
PIPING ROCK PARTNERS INC. &
CHRISTOPHER K. GERMAIN

13 **[PROPOSED] ORDER**

15 **PURSUANT TO STIPULATION, IT IS SO ORDERED. AS AMENDED.**

17 DATED: 11/28, 2012


THE HONORABLE SUSAN ILLSTON
United States District Judge