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8 Attorneys for Defendants  
 RESTORATION HARDWARE, INC., GARY FRIEDMAN

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

14 EMECO INDUSTRIES, INC.,  
 15 Plaintiff,  
 16 v.  
 17 RESTORATION HARDWARE, INC., GARY  
 FRIEDMAN, and Does 1-10,  
 18 Defendants.  
 19

Case No. 3:12-cv-05072 MMC

**STIPULATED REQUEST TO  
 ENLARGE TIME FOR BRIEFING  
 AND HEARING ON  
 PRELIMINARY INJUNCTION  
 AND ~~PROPOSED~~ ORDER**

21 Pursuant to Local Rules 6-1(b) and 6-2, Defendants Restoration Hardware, Inc. and Gary  
 22 Friedman (“Defendants”) and Plaintiff Emeco Industries, Inc. (“Plaintiff”) hereby request to  
 23 enlarge the time on Plaintiff’s Motion for a Preliminary Injunction.

24 Defendants have only recently engaged undersigned counsel, and need additional time to  
 25 investigate the allegations in the Complaint and Motion for a Preliminary Injunction.

26 (Declaration of Wesley E. Overson in Support of Stipulated Request to Enlarge Time for Briefing  
 27 and Hearing on Preliminary Injunction ¶ 2.) This is the first time modification in this case. (*Id.* ¶  
 28 3.) The requested modification will not alter any dates or deadlines in the Court’s Scheduling

1 Order, and will not have any effect on the schedule for the case other than modifying the  
2 requested hearing date for the preliminary injunction motion. (*Id.*) Defendants will not argue that  
3 the schedule agreed upon herein demonstrates a lack of urgency on the part of Plaintiff or a lack  
4 of irreparable harm.

5 The parties request the following preliminary injunction briefing and hearing schedule,  
6 which would place the hearing on the same date as the currently scheduled Initial Case

7 Management Conference:

8 **Defendants' Opposition:** November 16, 2012

9 **Plaintiff's Reply:** November 30, 2012

10 **Hearing:** December 14, 2012

11  
12 Dated: October 17, 2012

Dated: October 17, 2012

13  
14 /s/ Wesley E. Overson

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/s/ Jonathan H. Blavin

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19 Attorneys for Defendants  
Restoration Hardware, Inc. and Gary  
20 Friedman

Attorneys for Plaintiff  
Emeco Industries, Inc.

21 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

22  
23 Dated: October 18, 2012

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25   
HONORABLE MAXINE M. CHESNEY  
United States District Judge

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**ATTESTATION PURSUANT TO GENERAL ORDER 45 X.B.**

I, Nathan B. Sabri, am the ECF User whose ID and password are being used to file this Stipulated Request to Enlarge Time for Briefing and Hearing on Preliminary Injunction. In compliance with General Order 45, X.B., I hereby attest that Wesley E. Overson and Jonathan H. Blavin have concurred in this filing.

Dated: October 17, 2012

MORRISON & FOERSTER LLP

/s/ Nathan B. Sabri  
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