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Raj Abhyanker

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

NEXTDOOR.COM, INC., a Delaware
corporation,

Plaintiff,

vs.

RAJ ABHYANKER, an individual,

Defendant.

Case No. 3:12-cv-05667-EMC

**STIPULATION TO CONTINUE INITIAL
CASE MANAGEMENT CONFERENCE**

Case Filed: November 5, 2012
Judge: Honorable Edward M. Chen

RAJ ABHYANKER, an individual,
Counterclaimant,

vs.

NEXTDOOR.COM, INC., a Delaware
corporation; PRAKASH
JANAKIRAMAN, an individual;
BENCHMARK CAPITAL PARTNERS
VII, L.P., a Delaware limited partnership;
BENCHMARK CAPITAL
MANAGEMENT CO. VII LLC, a
Delaware limited liability company;
SANDEEP SOOD, an individual;
MONSOON COMPANY, an unknown
business entity, and DOES 1–50, inclusive;

Counterdefendants.

STIPULATION TO MOVE CMC
(CASE NO. 3:12-cv-05667-EMC)

Pursuant to Local Rule 6-2, Plaintiff Nextdoor.com, Inc. (“Nextdoor.com”) and Defendant Raj Abhyanker (“Abhyanker”), through their respective attorneys, hereby request that the Court continue the initial Case Management Conference from Thursday, March 7, 2013 at 9:00 a.m. to Thursday, April 18, 2013 at 9:00 a.m and that the associated deadlines also be continued commensurately as set forth in the Proposed Order.

I. *Good cause exists for the requested continuance because parties have been added and have not yet been served*

On January 10, 2013, Abhyanker filed his Answer and Counterclaims, which added five new parties to this lawsuit, namely, Prakash Janakiraman, Benchmark Capital Partners VII, L.P., Benchmark Capital Management Co. VII LLC, Sandeep Sood, and Monsoon Company. (Pacer Doc. 16.) On January 28, 2013, the Court issued a Summons for each of the newly added parties. (Pacer Docs. 21-25.)

None of the five newly added parties have been served yet. However, Abhyanker is in the process of serving the newly added parties and expects service to be completed within the next week or so, provided that there are no unusual circumstances that would delay service.

Based on the current schedule, the newly added parties will not have been served and will not have appeared in this case in time to participate in the 26(f) discovery conference, the ADR process selection, the 26(f) Report, the case management statement, initial disclosures, or the initial Case Management Conference. Accordingly, Nextdoor and Abhyanker believe that it will more efficient and a better use of both the parties’ and Court’s time and resources to continue the initial Case Management Conference and associated deadlines to allow the newly added parties to be served and appear so that they can participate in setting a schedule for this case, selecting an ADR process, and the initial Case Management Conference.

II. *Previous Time Modifications*

This is the first requested continuance of the Court’s January 28, 2013 Case Management Conference Order setting the initial Case Management Conference for March 7, 2013. The only other time modification in this case occurred when the case was reassigned from Judge Ryu to

Judge Chen, which moved the initial Case Management Conference from February 6, 2013 to March 7, 2013.

III. *Effect of Requested Time Modification*

Moving the initial Case Management Conference will have no substantive effect on the schedule for this case because no other dates have been set as yet.

For all the foregoing reasons, Nextdoor.com and Abhyanker respectfully request that the Court continue the initial Case Management Conference to April 18, 2013 at 9:00am and that the associated deadlines be moved commensurately.

Dated: February 14, 2013

Respectfully submitted,

FENWICK & WEST LLP

By /s/ Jennifer L. Kelly

Laurence F. Pulgram
Jennifer L. Kelly
Attorneys for Plaintiff
Nextdoor.com, Inc.

Dated: February 14, 2013

Respectfully submitted,

LEGALFORCE RAJ ABHYANKER, P.C.

By /s/ Bruno W. Tarabichi

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Kuscha Hatami
Attorneys for Defendant
Raj Abhyanker

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9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 NEXTDOOR.COM, INC., a Delaware
12 corporation,

13 Plaintiff,

14 vs.

15 RAJ ABHYANKER, an individual,

16 Defendant.

Case No. 3:12-cv-05667-EMC

**[PROPOSED] ORDER GRANTING
STIPULATION TO CONTINUE INITIAL
CASE MANAGEMENT CONFERENCE**

Case Filed: November 5, 2012
Judge: Honorable Edward M. Chen

17 RAJ ABHYANKER, an individual,

18 Counterclaimant,

19 vs.

20 NEXTDOOR.COM, INC., a Delaware
corporation; PRAKASH
21 JANAKIRAMAN, an individual;
BENCHMARK CAPITAL PARTNERS
22 VII, L.P., a Delaware limited partnership;
BENCHMARK CAPITAL
23 MANAGEMENT CO. VII LLC, a
Delaware limited liability company;
24 SANDEEP SOOD, an individual;
MONSOON COMPANY, an unknown
25 business entity, and DOES 1–50, inclusive;

26 Counterdefendants.

1 Having read and considered Plaintiff Nextdoor.com, Inc. and Defendant Raj Abhyanker's
2 Stipulation to Continue Initial Case Management Conference, and good cause appearing, the
3 Court hereby grants the Stipulation and

4 IT IS HEREBY ORDERED that

- 5 (i) the initial Case Management Conference is continued from March 7, 2013 at
6 9:00 a.m. to April 18, 2013 at 9:00 a.m.;
- 7 (ii) the last day for the parties to meet and confer pursuant to FRCP 26(f) regarding
8 initial disclosures, early settlement, ADR process selection, and discovery plan
9 shall be March 28, 2013;
- 10 (iii) the last day for the parties to file their ADR Certification and either the Stipulation
11 to ADR Process or Notice of Need for ADR Phone Conference shall be March 28,
12 2013; and
- 13 (iv) the last day for the parties to file the Rule 26(f) report, complete initial disclosures,
14 and file the Case Management Statement shall be April 11, 2013.

15
16
17 Dated: 2/19/13

