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7 Attorneys for Defendants  
 8 GIFTANGO LLC, and  
 GIFTANGO CORPORATION

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

13 BLACKHAWK NETWORK, INC. an  
 14 Arizona Corporation,  
 15 Plaintiff,  
 16 v.  
 17 GIFTANGO LLC, a Delaware limited  
 liability company, and GIFTANGO  
 18 CORPORATION, an Oregon corporation, ,  
 19 Defendants.

Case No.: 4:13-cv-00874-SI  
 Honorable Susan Illston  
 Courtroom 10

**STIPULATION AND ORDER TO  
 CONTINUE CASE MANAGEMENT  
 CONFERENCE AND EXTEND  
 TIME TO RESPOND TO  
 COMPLAINT**

Filing Date: February 26, 2013

1 Plaintiff Blackhawk Network, Inc. (“Plaintiff”) and defendants Giftango LLC and  
2 Giftango Corporation (“Defendants”) (Plaintiff and Defendants shall collectively be referred  
3 to herein as the “Parties”) hereby agree and stipulate as follows:

4 1. On February 26, 2013, Plaintiff filed the instant action against Defendants in  
5 the United States District Court for the Northern District of California. The Complaint was  
6 thereafter served on Defendants on March 4, 2013.

7 2. Defendants’ response to the Complaint was originally due on March 25, 2013.

8 3. After the Complaint was filed, the Parties began negotiating an informal  
9 resolution of the instant action, as well as other related actions between the Parties, and in  
10 order to allow the Parties time to conclude those negotiations, the Parties agreed to extend  
11 the time for Defendants to respond to the Complaint.

12 4. The time for Defendants to respond to the Complaint was most recently  
13 continued to August 30, 2013, and in that stipulation, dated June 10<sup>th</sup>, the parties also  
14 stipulated to the continuance of the Case Management Conference from June 14, 2013 to  
15 September 6, 2013.

16 5. The Parties expected to have a settlement agreement executed before today’s  
17 deadline for Defendants to respond to the Complaint, but have determined that a term of that  
18 agreement requires further negotiation. In order to allow the Parties time to conclude those  
19 negotiations without incurring additional costs to litigate this case, the Parties have agreed to  
20 further extend the time for Defendants to respond to the Complaint and for the Case  
21 Management Conference.

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1 NOW THEREFORE, the Parties hereby agree and stipulate that Defendants shall  
2 have up to and including September 13, 2013 to respond to the Complaint; and

3 The Parties further suggest and request that in order to avoid additional costs or  
4 imposition on the Court's time and resources, that the Case Management Conference should  
5 be continued to 2:30 p.m., Friday, September 20, 2013.

6 DATED: August 30, 2013

7 **GREENAN, PEFFER, SALLANDER &  
LALLY LLP**

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10 JOHN P. MAKIN  
11 Attorneys for Plaintiff  
BLACKHAWK NETWORK, INC.

12 DATED: August 30, 2013

13 **ALSTON & BIRD LLP**

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16 PETER E. MASAITIS  
17 Attorneys for Defendants  
18 GIFTANGO LLC, and  
19 GIFTANGO CORPORATION

20 **ORDER**

21 Having reviewed the Parties' Stipulation, and good cause having been shown,  
22 the Court orders that the Case Management Conference in this matter shall be  
23 continued to 2:30pm on September 20, 2013, and Defendants' time to respond to the  
24 Complaint shall be extended until September 13, 2013.

25 DATED: 9/4/13

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28 Honorable Susan Illston

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**CERTIFICATE OF SERVICE**

I hereby certify that on August 30, 2013, I caused a copy of the **STIPULATION AND ORDER TO CONTINUE CASE MANAGEMENT CONFERENCE AND EXTEND TIME TO RESPOND TO COMPLAINT** to be served upon the following counsel in the manner described below:

*Via the Court's CM/ECF system and E-mail:*

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**Attorneys for Plaintiffs Blackhawk Network, Inc., an Arizona Corporation**

By: /s/ Peter E. Masaitis  
**Attorney for Defendants**  
**GIFTANGO LLC and GIFTANGO CORPORATION**