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5 Attorneys for Plaintiff GUCCI AMERICA, INC.

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9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA

11 GUCCI AMERICA, INC., a New York  
12 corporation,

13 Plaintiff,

14 v.

15 GOLDEN HARVEST INVESTMENT AND )  
 TRADING INC., a California corporation, TNL )  
 16 a/k/a T & L T SHIRT, an entity of unknown )  
 make-up, CYNTHIA CHAN KING, an )  
 17 individual, d/b/a CHANS ART & GIFTS d/b/a )  
 CHAN & ART & GIFTS d/b/a CHAN’S ART )  
 18 & GIFTS d/b/a CHAN ART GIFTS, DOE 1 )  
 19 doing business at 615 GRANT AVENUE, an )  
 entity of unknown make-up, and DOES 1-10, )

20 Defendant(s).  
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) Case Number: C 13-1197-CRB

)  
 )  
 ) **CERTIFICATION THAT THE**  
 ) **AGREED CONSIDERATION FOR**  
 ) **SETTLEMENT HAS NOT BEEN**  
 ) **DELIVERED IN FULL; REQUEST TO**  
 ) **RESTORE CASE TO CALENDAR, OR**  
 ) **ALTERNATIVELY, TO CONTINUE**  
 ) **CERTIFICATION DEADLINE; ORDER**

1 Pursuant to this Court's Order of Dismissal, dated October 31, 2013 [ECF 52], Plaintiff  
2 GUCCI AMERICA, INC. ("Plaintiff") hereby certifies that the agreed upon consideration has not  
3 been delivered by Defendant TNL a/k/a T & L T SHIRT and Defendant GOLDEN HARVEST  
4 INVESTMENT AND TRADING INC. Plaintiff therefore requests that this case be restored to  
5 calendar as against those defendants. Alternatively, Plaintiff asks this Court to continue the deadline  
6 for certification 30 days to give the parties time to complete payment of the settlement.

7 Specifically, Defendant TNL a/k/a T & L T SHIRT has not agreed to or signed a settlement  
8 agreement and has not delivered any payment pursuant to the terms of that agreement.

9 Plaintiff and Defendant GOLDEN HARVEST INVESTMENT AND TRADING INC. have  
10 agreed to the terms of a settlement agreement, but have not yet executed the agreement or exchanged  
11 consideration pursuant to the terms of that agreement. However, the parties expect the settlement  
12 agreement to be signed and the consideration therefor to be exchanged within the next 14 days.

13 Plaintiff and Defendant CYNTHIA CHAN KING an individual, d/b/a CHANS ART &  
14 GIFTS d/b/a CHAN & ART & GIFTS d/b/a CHAN'S ART & GIFTS d/b/a CHAN ART GIFTS  
15 have signed a settlement agreement and exchanged the required consideration.

16  
17 DATED: November 29, 2013

KELLER, SLOAN, ROMAN & HOLLAND LLP

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19 By: \_\_\_\_\_ /S/

20 ANNE E. KEARNS  
21 Attorneys for Plaintiff  
GUCCI AMERICA, INC.

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**ORDER**

The Court hereby continues the date for certification set forth in its Order of Dismissal [ECF 52] to thirty (30) days from the date of this order.

**IT IS SO ORDERED.**

Dated: Dec. 17, 2013

