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6 Attorneys for Defendants
 ART.COM, INC. and
 7 CULTURENIK PUBLISHING, INC.

8
 9 **UNITED STATES DISTRICT COURT**
 10 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
 11 **SAN FRANCISCO DIVISION**

12
 13 PETE LIVINGSTON,
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 Plaintiff,
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 v.
 16
 ART.COM, INC., CULTURENIK
 17 PUBLISHING, INC., and CLASSICO SAN
 FRANCISCO, INC.,
 18
 Defendants.
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Case No.: 3:13-cv-03748-JSC

**STIPULATED REQUEST FOR
 ORDER RESCHEDULING CASE
 MANAGEMENT CONFERENCE
 PURSUANT TO CIVIL L.R. 6-2**

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Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiff Pete Livingston, on the one hand, and Defendants Art.com, Inc. and Culturenik Publishing, Inc. (collectively, “Defendants”), on the other, stipulate as follows:

WHEREAS, on November 22, 2013, the Court issued an Order referring the parties for an Early Neutral Evaluation (“ENE”) to occur within the next 90 days and scheduling the next Case Management Conference (“CMC”) for March 6, 2014 (Dkt. No. 33);

WHEREAS, because of scheduling difficulties related to the holiday season, an ENE Evaluator was not appointed in this case until January 14, 2014 (Dkt. No. 36);

WHEREAS, on January 27, 2014, the appointed Evaluator withdrew from the case because of a newly discovered conflict, and the ADR Clerk appointed a new Evaluator on January 30, 2014 (Dkt. Nos. 37, 38);

WHEREAS, based on the parties’ availability, the ENE Hearing has been scheduled for March 4, 2014, which is two days before the currently scheduled CMC on March 6, 2014 and five days after the parties would be required to file a Joint Case Management Statement pursuant to Civil L.R. 16-10(d);

NOW, THEREFORE, Plaintiff and Defendants jointly request that the Court enter an order moving the date of the next CMC to March 20, 2014. This change will not alter the date of any other event or deadline already fixed by Court order. Attached to this stipulation is the supporting declaration of Simon J. Frankel, as required by Civil L.R. 6-2(a).

IT IS SO STIPULATED.

[Signatures on following page.]

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DATED: February 14, 2014

COVINGTON & BURLING LLP

By: /s/ Simon J. Frankel
Simon J. Frankel

Attorneys for Defendants
ART.COM, INC. and
CULTURENIK PUBLISHING, INC.

DATED: February 14, 2014

LAW OFFICES OF TEFAYE W. TSADIK

By: /s/ Tesfaye W. Tsadik
Tefaye W. Tsadik

Attorney for Plaintiff
PETE LIVINGSTON

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: Feb. 24, 2014

Jacqueline S. Corley
Hon. Jacqueline Scott Corley
United States Magistrate Judge

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ECF CERTIFICATION

I, Simon J. Frankel, am the ECF User whose identification and password are being used to file this Stipulated Request for Order Rescheduling Case Management Conference Pursuant to Civil L.R. 6-2. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that Plaintiff's counsel Tesfaye W. Tsadik has concurred in this filing.

DATED: February 14, 2014

COVINGTON & BURLING LLP

By: /s/ Simon J. Frankel
Simon J. Frankel

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**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

PETE LIVINGSTON,

Plaintiff,

v.

ART.COM, INC., CULTURENIK
PUBLISHING, INC., and CLASSICO SAN
FRANCISCO, INC.,

Defendants.

Case No.: 3:13-cv-03748-JSC

**DECLARATION OF SIMON J.
FRANKEL IN SUPPORT OF
STIPULATED REQUEST FOR
ORDER RESCHEDULING CASE
MANAGEMENT CONFERENCE
PURSUANT TO CIVIL L.R. 6-2**

