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14 Attorneys for Defendants and Counterclaim-Plaintiffs
15 BEASTIE BOYS, ADAM HOROVITZ and BROOKLYN DUST
16 MUSIC; and Counterclaim-Plaintiffs MICHAEL DIAMOND and
17 DECHEN YAUCH, executor of the estate of ADAM YAUCH

18 IN THE UNITED STATES DISTRICT COURT
19 FOR THE NORTHERN DISTRICT OF CALIFORNIA
20 SAN JOSE DIVISION

21 GOLDIEBLOX, INC.,

22 Plaintiff,

23 v.

24 BROOKLYN DUST MUSIC; BEASTIE BOYS;
25 RICK RUBIN; and ADAM HOROVITZ,

26 Defendants.

27 MICHAEL DIAMOND; DECHEN YAUCH,
28 EXECUTOR OF THE ESTATE OF ADAM
YAUCH; BROOKLYN DUST MUSIC;
BEASTIE BOYS; and ADAM HOROVITZ,

Counter-Claimants,

v.

GOLDIEBLOX, INC.,

Counter-Defendant.

Case No. 5:13-cv-05428-DMR

**DECLARATION OF KENT R. RAYGOR IN
SUPPORT OF STIPULATED EXTENSION OF
TIME**

Ctrm: 8 – 4th Floor
Judge: Honorable Lucy H. Koh

1 I, Kent R. Raygor, declare as follows:

2 1. I am an attorney at law licensed to practice in the state of California. I am a partner with
3 the law firm of Sheppard, Mullin, Richter & Hampton LLP, counsel for Defendants and Counterclaim-
4 Plaintiffs Beastie Boys, Adam Horovitz and Brooklyn Dust Music; and Counterclaim-Plaintiffs Michael
5 Diamond and Dechen Yauch, executor of the estate of Adam Yauch (collectively "Beastie Boys") in this
6 matter. I have personal knowledge of the following facts and, if called to testify, I could and would
7 testify competently to the matters stated herein.

8 2. **Reason for the Extension of Time.** The parties have been exploring settlement options
9 and are currently in the process of exchanging proposed language and final terms for a global resolution
10 of this action. The parties have met and conferred and jointly agree to the requested extension so that the
11 parties can complete their settlement discussions and ultimately formalize the contemplated resolution in
12 a written settlement agreement.

13 3. **Prior Time Modifications.** On January 9, 2014 the Court vacated all dates previously set
14 in this case upon reassignment to Judge Koh. Dkt. No. 24. On January 22, 2014, the Court issued a
15 Clerk's Notice Setting Case Management Following Reassignment, setting a deadline of March 12, 2014
16 for the parties to submit a Case Management Statement, and setting a Case Management Conference for
17 March 19, 2014. Dkt. No. 25. Also on January 22, the Court granted the parties' stipulated request to
18 extend by twenty-one (21) days all dates including GoldieBlox's time to respond to the Beastie Boys'
19 counterclaims. Dkt. No. 26.

20 On January 28, 2014, the Court issued an Order granting the parties' stipulated request to extend
21 by an additional twenty-one (21) days. Dkt. No. 28. That Order set a deadline of February 17, 2014 for
22 GoldieBlox to answer or otherwise respond to Beastie Boys' counterclaims, set a deadline of April 2,
23 2014 to submit the Case Management Statement, and set the Case Management Conference for April 9,
24 2014 (or another date thereafter that is convenient for the Court). On February 18, 2014, the Court issued
25 an Order granting the parties' stipulated request to extend by an additional twenty-one (21) days. Dkt.
26 No. 30. That Order set a deadline of March 10, 2014 for GoldieBlox to answer or otherwise respond to
27 Beastie Boys' counterclaims, set a deadline of April 23, 2014 to submit the Case Management Statement,
28 and set the Case Management Conference for April 30, 2014 (or another date thereafter that is convenient

1 for the Court). On February 28, 2014, the Beastie Boys filed its First Amended Counterclaim. Dkt. No.
2 31. That filing did not alter the March 10, 2014 deadline for GoldieBlox to answer or otherwise respond
3 to the Beastie Boys' counterclaims.

4 4. **Effect of Modification.** The requested extension will extend by seven (7) days
5 GoldieBlox's time to respond to the Beastie Boys' counterclaims, thus making GoldieBlox's response
6 due not later than March 17, 2014. The requested extension will not impact any other dates set in the
7 Court's February 18, 2014 Order.

8 I declare under penalty of perjury under the laws of the United States that the foregoing is true
9 and correct. Executed on March 10, 2014 at Los Angeles, California.

10
11 /s/ Kent R. Raygor
12 KENT R. RAYGOR

CERTIFICATE OF SERVICE

I certify that all counsel of record is being served on March 10, 2014 with a copy of this document via the Court's CM/ECF system.

/s/ Kent R. Raygor
KENT R. RAYGOR

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