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1 2 3 4 5 IN THE UNITED STATES DISTRICT COURT 6 7 FOR THE NORTHERN DISTRICT OF CALIFORNIA 8 9 10 FINJAN, INC, No. C 13-05808 WHA 11 Plaintiff, 12 v. ORDER GRANTING JOINT 13 PROOFPOINT INC, et al., EADLINES RELATED TO 14 Defendants. PLAINTIFF'S MOTION TO STRIKE 15 16 17

In December 2013, this patent-infringement action was filed. In March 2013, plaintiff moved to strike defendants' second, third, fifth, eighth, ninth, and eleventh affirmative defenses, noticed for April 10 (Dkt. No. 32). The parties have recently filed a joint stipulation proposing that defendants respond to plaintiff's motion by MARCH 24, plaintiff reply by MARCH 31, and the hearing be continued to APRIL 24. The extension is requested to "provide additional time for the parties to meet and confer regarding possible resolution . . . by amendment of Defendants' answer" and because Attorney Jennifer A. Kash is "unavailable" on April 10. Mere unexplained unavailability is insufficient. Nevertheless, since the parties state a good-faith interest in further meeting and conferring to resolve their disputes, the joint stipulation is GRANTED (Kash Decl. ¶ 2). The parties' initial case management conference set for APRIL 3 remains on calendar.

IT IS SO ORDERED.

Dated: March 14, 2014.

WELIAM ALSUP UNITED STATES DISTRICT JUDGE