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| 9 10 11 | David A. Dorey, Esq. 1201 Market Street, Suite 800 Wilmington, DE 19801 Phone: 302-425-6400 Fax: 302-425-6464 | |
| 12 13 14 15 16 17 18 19 | Attorneys for PLAINTIFF, SEGAN LLC DURIE TANGRI LLP Sonali D. Maitra (SBN 254896) Sarah E. Stahnke (SBN 264838) 217 Leidesdorff Street San Francisco, CA 94111 Telephone: 415-362-6666 Facsimile: 415-236-6300 Attorneys for DEFENDANT ZYNGA, INC. | |
| 20 21 22 | IN THE UNITED STAT FOR THE NORTHERN DI SAN FRANCIS | STRICT OF CALIFORNIA |
| 23 24 | SEGAN LLC, Paintiff, | Case No. 3:14-cv-01315-VC STIPULATION AND ORDER TO |
| 252627 | V. ZYNGA INC. Defendant. | EXTEND SETTLEMENT CONFERENCE ORDER Judge: Honorable Kandis A. Westmore |
| 28 | | <u>-</u> |

By Settlement Conference Order dated October 10, 2014 ("Settlement Conference Order") (Dkt. No. 82), United States Magistrate Judge Kandis A. Westmore scheduled a second, follow-up settlement conference in this matter (after holding an initial conference on October 10, 2014) for December 19, 2014, at 11:00 a.m. at the U.S. District Court, 1301 Clay Street, Oakland, California 94612. Pursuant to Northern District of California Civil Local Rules 6-2 and 7-12, Plaintiff Segan LLC ("Segan") and Defendant Zynga, Inc. ("Zynga") by and through their respective counsel, do hereby stipulate and jointly ask the Court to extend the Settlement Conference Order as follows:

| Event | Scheduled Date | Proposed Extension |
|-----------------------|-------------------|-------------------------------|
| Settlement Conference | December 19, 2014 | The parties will jointly |
| | | contact Judge Westmore's |
| | | Chambers no later than 60 |
| | | days after the close of fact |
| | | discovery to identify a |
| | | future date to reschedule the |
| | | settlement conference |

- 1. The requested time modification will not affect any other case deadline already fixed by the Court.
- 2. This is the parties' first request to amend the October 10, 2014 Settlement Conference Order.
- 3. This extension is sought because the parties are in the process of addressing a number of discovery issues and there remains significant disagreement on material elements of the case.
- 4. Accordingly, the parties believe that a settlement conference would not be productive at this time. The parties agree, subject to Court approval, to postpone the

| 1 | December 19 settlement conference and jointly contact Judge Westmore's Chambers no | |
|--|---|--|
| 2 | later than 60 days after the close of fact discovery to identify a future date to reschedule | |
| 3 | the December 19, 2014, settlement conference. | |
| 4 | IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD. | |
| 5 | | |
| 6 | DATED: December 10, 2014 | /s/ David Dorey |
| 7 | | David Dorey |
| 8 | | Attorney for Plaintiff Segan LLC |
| 9 | | |
| 10 | DATED: December 10, 2014 | <u>/s/ Sonali Maitra</u> Sonali Maitra |
| 11 | | Sonan Watua |
| 12 | | Attorney for Defendant Zynga, Inc. |
| 13 | | |
| | | |
| 14 | | |
| 15 | <u>FI</u> | LER'S ATTESTATION |
| 15 16 | | LER'S ATTESTATION egarding signatures, I, David Dorey, attest that |
| 15 16 17 | | egarding signatures, I, David Dorey, attest that |
| 15 16 17 18 | Pursuant to Civil L.R. 5-1(i)(3), re | egarding signatures, I, David Dorey, attest that |
| 15 16 17 18 19 | Pursuant to Civil L.R. 5-1(i)(3), re | egarding signatures, I, David Dorey, attest that ocument has been obtained. <u>/s/ David Dorey</u> |
| 15 16 17 18 19 20 | Pursuant to Civil L.R. 5-1(i)(3), reconcurrence in the filing of this de | egarding signatures, I, David Dorey, attest that ocument has been obtained. /s/ David Dorey David Dorey |
| 15 16 17 18 19 20 21 | Pursuant to Civil L.R. 5-1(i)(3), reconcurrence in the filing of this de | egarding signatures, I, David Dorey, attest that ocument has been obtained. <u>/s/ David Dorey</u> |
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| 15 16 17 18 19 20 21 22 23 24 25 | Pursuant to Civil L.R. 5-1(i)(3), reconcurrence in the filing of this do DATED: December 10, 2014 PURSUANT TO STIPULA | egarding signatures, I, David Dorey, attest that ocument has been obtained. /s/ David Dorey David Dorey Attorney for Plaintiff Segan LLC PROPOSED ORDER ATION, IT IS SO ORDERED. Honorable Kandis A. Westmore |