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17 Attorneys for DEFENDANT  
 18 ZYNGA, INC.

19 **IN THE UNITED STATES DISTRICT COURT**  
 20 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 21 **SAN FRANCISCO DIVISION**

22 SEGAN LLC,  
 23 Paintiff,  
 24 v.  
 25 ZYNGA, INC.  
 26 Defendant.

Case No. 3:14-cv-01315-VC

27 **STIPULATION AND ~~[PROPOSED]~~**  
**ORDER FOR SCHEDULING OF**  
**SETTLEMENT CONFERENCE**

Judge: Honorable Kandis A. Westmore

1 By Settlement Conference Order dated October 10, 2014, United States Magistrate  
2 Judge Kandis A. Westmore scheduled a second, follow-up settlement conference in this  
3 matter (after holding an initial conference on October 10, 2014) for December 19, 2014.  
4 (Dkt. No. 82). On December 11, 2014, this Court granted the parties' stipulated request to  
5 postpone the December 19 settlement conference, and ordered the parties to contact Judge  
6 Westmore's Chambers no later than 60 days after the close of fact discovery (i.e., by  
7 February 16, 2015) to identify a future date to reschedule the settlement conference. (Dkt.  
8 No. 115).

9 Presently, the parties are in the process of briefing claim construction and a motion  
10 for summary judgment, and those matters are scheduled for oral argument before Judge  
11 Chhabria on April 1, 2015. The parties believe that Judge Chhabria's ruling concerning  
12 claim construction and summary judgment may resolve significant disagreements between  
13 the parties concerning material elements of the case. Under the circumstances, and  
14 pursuant to Dkt. No. 115, the parties agree and jointly propose the following, subject to  
15 Court approval:

- 16 1. The settlement conference will remain adjourned until Judge Chhabria issues a  
17 ruling on claim construction and summary judgment, following the April 1  
18 argument.
- 19 2. The parties will confer and contact Judge Westmore's chambers about the  
20 continuation of settlement discussions no later than thirty (30) days after Judge  
21 Chhabria issues a ruling on claim construction and summary judgment.  
22

23 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**  
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1 DATED: February 13, 2015

/s/ Nicholas M. Nyemah

Nicholas M. Nyemah

Attorney for Plaintiff Segan LLC

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3  
4 DATED: February 13, 2015

/s/ Sarah E. Stahnke

Sarah E. Stahnke

Attorney for Defendant Zynga, Inc.

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9 **FILER'S ATTESTATION**

10 Pursuant to Civil L.R. 5-1(i)(3), regarding signatures, I, Nicholas M. Nyemah, attest  
11 that concurrence in the filing of this document has been obtained.  
12

13 DATED: February 13, 2015

/s/ Nicholas M. Nyemah

Nicholas M. Nyemah

Attorney for Plaintiff Segan LLC

14  
15  
16  
17  
18 **~~PROPOSED~~ ORDER**

19 PURSUANT TO STIPULATION, IT IS SO ORDERED.  
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21 DATED: 2/18/15

Kandis Westmore

Honorable Kandis A. Westmore

United States Magistrate Judge

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**STIPULATION AND [PROPOSED] ORDER FOR SCHEDULING OF SETTLEMENT CONFERENCE**