

1 B. Douglas Robbins (219413)
WOOD ROBBINS, LLP
2 One Post Street, Suite 800
San Francisco, California 94104
3 T: 415.247.7900
F: 415.247.7901
drobbins@woodrobbins.com
4

5 Paul Overhauser
OVERHAUSER LAW OFFICES, LLC
740 W. Green Meadows Dr., Suite 300
6 Greenfield, IN 46140
T: 317.467.9100
7 F: 866.283.8549
poverhauser@overhauser.com
8 Pro Hac Vice

9 **Attorneys for Plaintiff**
REAL ACTION PAINTBALL, INC.

10 UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12

13 REAL ACTION PAINTBALL, INC., a
14 California corporation

15 Plaintiff,

16 v.

17 ADVANCED TACTICAL ORDNANCE
SYSTEMS, LLC, an Indiana company;
18 PERFECT CIRCLE PROJECTILES LLC, an
Illinois company; GARY GIBSON, an
19 individual and resident of Illinois; TIBERIUS
ARMS LLC, an Indiana company; TYLER
20 TIBERIUS, an individual and resident of
Indiana; MICHAEL BLUMENTHAL, an
21 individual and a resident of Illinois; DAVID
PIELL, an individual and a resident of Illinois;
22 and ROBERT N. TRGOVICH, in his capacity
as clerk of the United States District Court for
23 the Northern District of Indiana,

24 Defendants.
25
26
27
28

Case No. 3:14-cv-02435 (MEJ)

**~~PROPOSED~~ STIPULATED ORDER RE
CONTINUING HEARING FOR
MOTIONS TO DISMISS FOR
PERSONAL JURISDICTION**

Date: Submitted Without Hearing
Time: Submitted Without Hearing
Ctrm.: B - 15th Floor
Judge: Maria-Elena James

Trial Date: TBD

1 Plaintiff Real Action Paintball Inc. ("Real Action") and Defendants Perfect Circle Projectiles
2 LLC, Gary Gibson, Michael Blumenthal, and David Piell (collectively "Defendants"), met and
3 conferred in person on August 1, 2014, as ordered by the Court on July 22 (Dkt. 38). The parties
4 were able to reach an agreement regarding the location and duration of depositions relating to
5 jurisdictional discovery. However, the parties were not able to agree regarding the extent of written
6 discovery. Therefore, pursuant to the July 22 Order, Plaintiff intends to file a motion under Local
7 Rule 7. The parties were able to agree on a hearing and briefing schedule on the Motions to Dismiss
8 for Personal Jurisdiction and **stipulate as follows:**

9 1. Defendants Perfect Circle Projectiles LLC's and Gary Gibson's Motion to Dismiss
10 for Lack of Personal Jurisdiction, filed on July 7, 2014, ECF No. 13, shall be heard on November 20,
11 2014 at 10:00 a.m. before the Hon. Maria-Elena James in Courtroom B.

12 2. Defendants David Piell's and Michael Blumenthal's Motion to Dismiss for Lack of
13 Personal Jurisdiction, filed on July 28, 2014, ECF No. 39, is continued to November 20, 2014 at
14 10:00 a.m. before the Hon. Maria-Elena James in Courtroom B.

15 3. Real Action's Opposition to the above two Motions to Dismiss shall be due no later
16 than ~~November 6~~^{October 30}, 2014.

17 4. Defendants' Reply to Real Action's Opposition shall be due no later than November
18 ~~13~~⁶, 2014.

19
20 **SO STIPULATED,**

21 Dated: August 8, 2014

WOOD ROBBINS, LLP



By: _____

B. Douglas Robbins

Attorneys for Plaintiff

REAL ACTION PAINTBALL, INC.

1 Dated: August 8, 2014

DONAHUE FITZGERALD LLP

2
3 By: _____ //s//

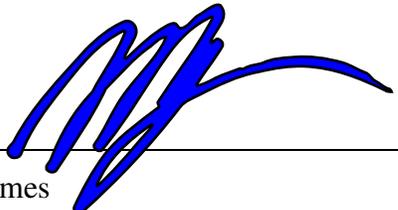
4 John C. Kirke

Attorneys for Defendants

**Advanced Tactical Ordnance Systems, LLC,
Perfect Circle Projectiles LLC, Gary Gibson,
Tiberius Arms LLC, Tyler Tiberius, Michael
Blumenthal, and David Piell**

7 SO ORDERED,

8
9 Dated: August 15, 2014

10 By: _____ 

Maria-Elena James

**MAGISTRATE JUDGE OF THE UNITED
STATES DISTRICT COURT**