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

22 KREATIVE POWER, LLC,
 23
 24 Plaintiff / Counter-Defendant,
 25
 26 v.
 27
 28 MONOPRICE, INC.,
 Defendant / Counter-Claimant.

Case No.: 14-cv-02991-SI

**STIPULATION AND ~~PROPOSED~~
 ORDER] CONTINUING HEARING DATE
 ON PLAINTIFF'S MOTION TO AMEND
 COMPLAINT AND TO MODIFY
 BRIEFING SCHEDULE**

AMENDED

1 Pursuant to Civ. L. R. 7 and Fed. R. Civ. Proc. 83, Plaintiff KREATIVE POWER, LLC
2 (“Plaintiff”) and Defendant/Counterclaimant MONOPRICE, INC. (“Defendant”), by and
3 through their respective counsel, stipulate and agree as follows:

4 WHEREAS, on December 2, 2014, Plaintiff filed a motion to amend its Complaint (the
5 “Motion to Amend”) to remove from the Complaint one of the claims asserted by Plaintiff
6 therein (the “Unfair Competition Claim”).

7 WHEREAS, counsel for Plaintiff and Defendant have engaged in a meet-and-confer to
8 try to reach a possible stipulation / request for dismissal of the Unfair Competition Claim and
9 Defendant’s related counterclaim for declaratory relief, which would moot the Motion to Amend
10 and streamline both parties’ pleadings.

11 Whereas, to afford more time for counsel and the parties to negotiate and memorialize the
12 terms of the possible stipulated joint dismissals, the parties desire to continue the hearing date on
13 the Motion to Amend and to modify the attendant briefing schedule, as set forth below.

14 THEREFORE, based upon the foregoing recitals, IT IS HEREBY STIPULATED AND
15 AGREED by and between the parties to this action acting through their respective counsel-of-
16 record listed below as follows:

- 17 27
- 18 1. The hearing on the Motion to Amend shall be continued from January ~~22~~,
19 2015 to February 13, 2015;
 - 20 2. The deadline for Defendant’s opposition to the Motion to Amend shall be
21 continued from December 16, 2014 to January 6, 2015; and
 - 22 3. The deadline for Plaintiff’s reply to Defendant’s opposition papers shall be
23 continued from December 23, 2014 to January 13, 2015.

24 IT IS SO STIPULATED AND AGREED.

25
26 *Pursuant to Civil Local Rule 5-1(i)(3), the filer hereby attests that concurrence in the filing of
27 this document has been obtained from each signatory below as indicated by “/s/”.*

28 //

1 DATED: December 11, 2014

INTELLECTUAL PROPERTY LAW GROUP LLP

2 /s/ Otto O. Lee

Otto O. Lee, Esq.

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Attorneys for Plaintiff/Counter-Defendant

7 KREATIVE POWER, LLC

8 DATED: December 11, 2014

KNOBBE, MARTENS, OLSON & BEAR, LLP

9 /s/ John B. Sganga

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MONOPRICE, INC.

16 ORDER

17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

19 DATED: December ¹²____, 2014



The Honorable Susan Illston

Judge of the U.S. District Court

22 The case management conference is continued to 2/27/15, at 2:30 p.m.