

1 Leeor Neta, State Bar No. 233454  
 2 leeor@newmanlaw.com  
 3 NEWMAN DU WORS LLP  
 4 1900 Powell Street, Sixth Floor  
 5 Emeryville, CA 94608  
 6 Telephone: (415) 944-5422  
 7 Facsimile: (415) 944-5423

8 Derek Linke, State Bar No. 302724  
 9 linke@newmanlaw.com  
 10 NEWMAN DU WORS LLP  
 11 2101 Fourth Avenue, Suite 1500  
 12 Seattle, WA 98121  
 13 Telephone: (206) 274-2800  
 14 Facsimile: (206) 274-2801

15 Attorneys for Plaintiff  
 16 Media.Net Advertising FZ-LLC

17 **UNITED STATES DISTRICT COURT**  
 18 **NORTHERN DISTRICT OF CALIFORNIA**

19 MEDIA.NET ADVERTISING FZ-LLC,

20 Plaintiff,

21 v.

22 NETSEER, INC. and DOES 1-10,

23 Defendants.

No. 3:14-cv-03883-EMC

**STIPULATION AND [PROPOSED]  
 ORDER TO CONTINUE HEARING  
 DATE FOR MOTION OF  
 DEFENDANT NETSEER TO  
 DISMISS SECOND AMENDED  
 COMPLAINT (12(b)(6)) OR, IN THE  
 ALTERNATIVE, MOTION TO  
 STRIKE (RULE 12(f))**

The Honorable Edward M. Chen

Current Hearing Date: June 30, 2016

Proposed Hearing Date: July 7, 2016

Courtroom: 5, 17<sup>th</sup> Floor

1 Plaintiff Media.net Advertising FZ-LLC and Defendant NetSeer, Inc. (the  
2 “Parties”) through their respective counsel, hereby stipulate and agree as follows:

3 WHEREAS, the hearing on NetSeer’s motion to dismiss second amended  
4 complaint (Rule 12(b)(6)) or, in the alternative, motion to strike (Rule 12(f)) (Dkt. 84) is  
5 presently scheduled for June 30, 2016;

6 WHEREAS, counsel for Media.net will be out of the country from June 16, 2016  
7 through June 30, 2016. (Declaration of Leeor Neta, dated May 24, 2016 (“Neta Decl. ”),  
8 ¶ 2);

9 WHEREAS, counsel for NetSeer is agreeable to a one-week continuance of the June  
10 30, 2016 hearing (Neta Decl., ¶ 3);

11 WHEREAS, there have been no previous time modifications with respect to the  
12 motion to dismiss second amended complaint hearing (Neta Decl., ¶ 4);

13 WHEREAS, the requested time modification will have no effect on the schedule for  
14 the case (Neta Decl., ¶ 5);

15 WHEREAS, there is good cause for the requested continuance, no prejudice will  
16 result therefrom, and the parties seeking a continuance have acted diligently (Neta Decl.,  
17 ¶ 6).

18 NOW THEREFORE, the parties stipulate and request an order as follows:

19 1. The hearing on NetSeer’s motion to dismiss second amended complaint  
20 (Dkt. 84) should be continued to July 7, 2016 (~~or \_\_\_\_\_ [the earliest date~~  
21 ~~thereafter]~~) at 10:00 a.m. \_\_\_\_\_ ; and

22 2. The briefing schedule on NetSeer’s motion to dismiss second amended  
23 complaint (Dkt. 84) will remain unaffected.

1 DATED this 24th day of May 2015.

2  
3 **NEWMAN DU WORS LLP**

4  
5 By: /s/ Leeor Neta  
6 Leeor Neta, State Bar No. 233454  
7 leor@newmanlaw.com

8 Attorney for Plaintiff  
9 Media.Net Advertising FZ-LLC

10 DATED this 24th day of May 2015.

11 **PILLSBURY WINTHROP LLP**

12  
13 By: /s/ Vernon Granneman  
14 Vernon Granneman, State Bar No. 83532  
15 vernon.granneman@pillsburylaw.com

16 Attorney for Defendant  
17 Netseer, Inc.

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

May 26, 2016

DATED: \_\_\_\_\_

\_\_\_\_\_  
The Honorable  
United States

