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38 Defendant VIRTUE GLOBAL HOLDINGS  
39 LIMITED and Counterclaim Defendant  
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41 AND TECHNOLOGY CO., LTD.

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Attorneys for Defendants  
REARDEN, LLC, REARDEN MOVA,  
LLC, MO2, LLC, MOVA, LLC

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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

VIRTUAL GLOBAL HOLDINGS LIMITED, a  
business company incorporated in the British  
Virgin Islands,

Plaintiff,

v.

REARDEN, LLC, a California Limited Liability  
Company; REARDEN MOVA, LLC, a  
California Limited Liability Company; MO2,  
LLC, a California Limited Liability Company;  
and MOVA, LLC, a California Limited Liability  
Company,

Defendants.

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AND RELATED COUNTERCLAIMS.

Case No. 3:15-cv-00797-JST

**STIPULATION TO SHORTEN TIME  
ON PENDING DIGITAL DOMAIN 3.0,  
INC.'S MOTION TO MODIFY  
PRELIMINARY INJUNCTION ORDER  
(DKT. 208) AND COUNTER CLAIM  
DEFENDANTS' MOTION FOR STAY  
OR MODIFICATION OF  
PRELIMINARY INJUNCTION  
PENDING APPEAL (DKT. 206), AND**

**~~PROPOSED~~ ORDER**

Current Hearing Date: August 4, 2016

1 Plaintiffs and Counterclaim Defendants Virtue Global Holdings Limited (“VGH”) and  
2 Shenzhenshi Haitiecheng Science and Technology Co. Ltd. (“SHST”), Defendants Rearden,  
3 LLC, Rearden Mova, LLC, MO2, LLC, and Mova, LLC (collectively “Rearden”), and Non-  
4 Party Digital Domain 3.0, Inc. (“DD3”), by and through their counsel of record, stipulate and  
5 agree:

6 WHEREAS, on May 6, 2016, Rearden filed a Motion for Entry of Default Judgment  
7 Against Shenzhenshi Haitiecheng Science and Technology Co., Ltd. and for Preliminary  
8 Injunction Regarding the MOVA Assets (Dkt. 139); and

9 WHEREAS, on June 17, 2016, the Court entered an Order Granting Motion for  
10 Preliminary Injunction (the “Preliminary Injunction”) (Dkt. 188); and

11 WHEREAS, on June 21, 2016, VGH filed its Notice of Appeal of the Preliminary  
12 Injunction, which appeal is pending at the United States Court of Appeals for the Ninth Circuit  
13 (Case No. 16-16107); and

14 WHEREAS, on June 27, 2016, VGH filed its Motion for Stay or Modification of  
15 Preliminary Injunction Pending Appeal (the “VGH Motion”) (Dkt. 206); and

16 WHEREAS, on June 27, 2016, non-party DD3 specially-appeared and filed its Motion to  
17 Modify Preliminary Injunction Order (the “DD3 Motion”) (Dkt. 208); and

18 WHEREAS, the parties to this action and non-party DD3 have met and conferred and  
19 agreed to a process for the management of MOVA assets pending the Court’s consideration of  
20 the VGH Motion and the DD3 Motion, as set forth below, subject to Court approval;

21 IT IS HEREBY STIPULATED AND AGREED THAT:

22 1. The briefing and hearing schedule on the VGH Motion and DD3 Motion shall be  
23 shortened as follows:

24 a. Rearden may file a joint opposition to the VGH Motion and the DD3  
25 motion;

26 b. All papers in opposition to the VGH Motion or DD3 Motion shall be filed  
27 and served by 5:00 p.m. on July 1, 2016;

1 c. Any reply papers in further support of the VGH Motion or DD3 Motion  
2 shall be filed and served by July 2, 2016; and

3 d. Subject to the availability of the Court, a hearing on the VGH Motion and  
4 the DD3 Motion shall be held on either July 6, 2016 or the morning of July 7, 2016,  
5 whichever is more convenient for the Court (or, if neither date is convenient for the  
6 Court, at the earliest date on which the Court will be willing to set the motion).

7 2. Within 24 hours of the Court's approval of this stipulation, or at such later time as  
8 the parties have completed arrangements with the storage facility and any third-parties whose  
9 involvement is agreed to be required, such that access to MOVA Assets will be determined by  
10 further Court Order, and neither party shall have access to MOVA Assets absent such a further  
11 Order, DD3 shall transfer the physical MOVA Assets at issue in this action to a secure and  
12 insured storage facility located at a place separately agreed in writing by the parties (and omitted  
13 here for purposes of confidentiality). DD3 shall also suspend all data processing using the  
14 MOVA Assets pending further order of the Court on the VGH Motion, the DD3 Motion or  
15 otherwise.

16 3. If the Court has not issued a ruling on the VGH Motion and the DD3 Motion by  
17 July 20, 2016, or upon a material change of circumstances, any party may request that the Court  
18 grant interim relief pending the Court's ruling in accordance with applicable law.

19 4. By entering into this stipulation and proposed order, non-party DD3 does not  
20 submit to the Court's general jurisdiction nor admit that the Court's preliminary injunction order  
21 is enforceable or lawfully-enforced against DD3 absent a hearing on the merits of DD3's  
22 Motion.

23 5. By entering into this stipulation and proposed order, Rearden does not agree that  
24 VGH, SHST, and DD3 are in compliance with the Preliminary Injunction during the pendency of

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1 the VGH Motion, DD3 Motion, and appeal.

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3 Dated: June 30, 2016.

VALLE MAKOFF LLP

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5 By: \_\_\_/s/\_\_\_\_\_

6 JEFFREY T. MAKOFF  
7 Attorneys for Non-Party  
8 DIGITAL DOMAIN 3.0, INC.

9  
10 Dated: June 30, 2016

KILPATRICK TOWNSEND & STOCKTON LLP

11  
12 By: \_\_\_/s/\_\_\_\_\_

13 JON MICHAELSON  
14 Attorneys for Plaintiff and Counterclaim Defendant  
15 VIRTUE GLOBAL HOLDINGS LIMITED and  
16 Counterclaim Defendant SHENZHENSHI  
17 HAITIECHENG SCIENCE AND TECHNOLOGY  
18 CO., LTD.

19  
20 Dated: June 30, 2016

TURNER BOYD LLP

21  
22 By: \_\_\_/s/\_\_\_\_\_

23 KAREN I. BOYD  
24 Attorneys for Defendants REARDEN, LLC,  
25 REARDEN MOVA, LLC, MO2, LLC, and  
26 MOVA, LLC

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1 **~~PROPOSED~~ ORDER**

2 Pursuant to stipulation, and good cause appearing therefor, IT IS HEREBY ORDERED  
3 THAT:

4 1. Hearings will be held on Non-Party Digital Domain 3.0, Inc.'s Motion to Modify  
5 Preliminary Injunction Order (Dkt. 208) (the "DD3 Motion"), and Plaintiff Virtue Global  
6 Holdings Limited and Counterclaim Defendants VGH and Shenzhenshi Haitiecheng Science and  
7 Technology Co. Ltd.'s Motion for Stay or Modification of Preliminary Injunction Pending  
8 Appeal (Dkt. 206) (the "SHST/VGH Motion") on July 8, 2016 at 10:00 AM at the Oakland  
9 federal courthouse at 1301 Clay St.

10 2. Any papers in opposition to the SHST/VGH Motion or the DD3 Motion shall be  
11 filed and served by 5:00 p.m. on July 1, 2016.

12 3. Any reply papers in further support of the SHST/VGH Motion or DD3 Motion  
13 shall be filed and served on or before July 2, 2016.

14 4. Within 24 hours of the Court's approval of this stipulation, or at such later time  
15 as the parties have completed arrangements with the storage facility and any third-parties whose  
16 involvement is agreed to be required, such that access to MOVA Assets will be determined by  
17 further Court Order, and neither party shall have access to MOVA Assets absent such a further  
18 Order, DD3 shall transfer the MOVA Assets at issue in this action to a secure and insured  
19 storage facility and located at a place separately agreed in writing by the parties (and omitted  
20 here for purposes of confidentiality). DD3 shall also suspend all data processing using the  
21 MOVA Assets pending further order of the Court on the VGH Motion, the DD3 Motion or  
22 otherwise.

23 5. If the Court has not issued a ruling on the SHST/VGH Motion and the DD3  
24 Motion by July 20, 2016, or upon a material change of circumstances, any party may request that  
25 the Court grant interim relief pending the Court's ruling in accordance with applicable law.  
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27 **IT IS SO ORDERED.**

28 Dated: June 30, 2016.



**HONORABLE JON S. TIGAR**

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**ATTESTATION REGARDING SIGNATURES**

Pursuant to Local Rule 5-1(i)(3) regarding signatures, I attest under penalty of perjury that I have on file permission to sign for Non-Party Digital Domain 3.0, Inc.'s counsel and Defendants' counsel indicated by a conformed signature within this e-filed document.

\_\_\_\_\_  
/s/\_\_\_\_\_  
JON MICHAELSON