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7 Attorneys for Defendants
 8 AOL INC., CHARLES KESSLER &
 ASSOCIATES, INC. and TRAVELZOO INC.

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11

12
 13 THE WAVE STUDIO, LLC, a New York
 Limited Liability Company,

14 Plaintiff,

15 v.
 16

17 AOL INC., a Delaware Corporation,
 TRAVELZOO INC., a Delaware Corporation,
 18 CHARLES KESSLER & ASSOCIATES,
 INC., a Delaware Corporation, and DOES 1-
 19 100,

20 Defendants.
 21

CASE NO.: 3:15-CV-00814-SI

Honorable Susan Illston, Judge

**STIPULATION AND ORDER TO
 TRANSFER CASE TO SOUTHERN
 DISTRICT OF NEW YORK**

22
 23 Plaintiff, The Wave Studio, LLC (“Plaintiff”), and Defendants AOL INC., a Delaware
 24 Corporation, CHARLES KESSLER & ASSOCIATES, INC., and TRAVELZOO INC., a
 25 Delaware Corporation (collectively “Defendants”), by and through their attorneys of record
 26 hereby agree and stipulate as follows:

27 The Parties stipulate that the above-captioned proceeding shall be transferred to the
 28 United States Court for the Southern District of New York. Defendants believes this case is

1 related to litigation currently pending before the Honorable Cathy Seibel, Judge of the
2 Southern District Court of New York, styled *The Wave Studio, LLC v. General Hotel*
3 *Management, et al.*, Case No. 7:13-CV-09239 (S.D.N.Y.) (the "GHM Action") and should
4 therefore be consolidated with the GHM Action. Plaintiff denies this action is related to the
5 GHM Action. The parties agree that the transfer stipulated here is without prejudice as to the
6 issue of consolidation with the GHM Action and that upon transfer to the Southern District
7 of New York; Defendants may seek to file a motion to consolidate this action with the GHM
8 Action.

9 THEREFORE, THE PARTIES HEREBY STIPULATE that this action be transferred
10 to the Southern District of New York.

11
12 **IT IS SO STIPULATED.**

13
14 Dated: July 27, 2015

COBALT LLP

15
16
17 BY: /s/ Vijay K. Toke

Vijay K. Toke, Esq.

Attorneys for Plaintiff

18
19 Dated: July 27, 2015

CLAUSEN MILLER PC

20
21
22 BY: 

G. Brent Sims, Esq.

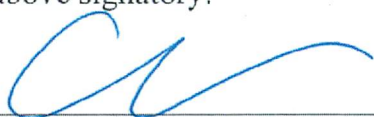
Attorneys for Defendant

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ATTESTATION OF CONCURRENCE

I, G. Brent Sims, attest that I am one of the attorneys for Defendants AOL INC., TRAVELZOO INC., and CHARLES KESSLER & ASSOCIATES, INC., and as the ECF user and filer of this document, I attest that, pursuant to United States District Court, Northern District of California Civil L.R. 5-1(i)(3), concurrence in the filing of this document has been obtained from Vijay K. Toke, the above signatory.

Dated: July 27, 2015

BY: 
G. BRENT SIMS

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 7/28/15


Susan Illston, Judge
United States District Court,
Northern District of California

1 **PROOF OF SERVICE**

2 The Wave Studio, LLC v. AOL Inc., etc., et al.

3 U.S. District Court, Northern District of California, Case No: 3:15-CV-00814-SI

4 I am employed in the County of Orange, State of California. I am over the age of 18
5 and not a party to the within action; my business address is 17901 Von Karman Avenue,
6 Suite 650, Irvine, California 92614.

7 On July 27, 2015, I caused the following document(s) described as: **STIPULATION**
8 **AND ORDER TO TRANSFER CASE TO SOUTHERN DISTRICT OF NEW YORK**
9 to be served on the interested parties in this action as follows:

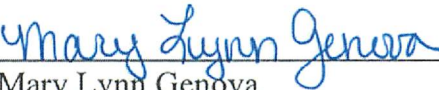
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18 vijay@cobaltlaw.com

Attorneys for Plaintiff
THE WAVE STUDIO, LLC

19 **BY E-FILING** - I caused to be served via e-mail to the Clerk of Court using the
20 CM/ECF system which sent notification of such filing to the above-referenced parties.

21 I declare under penalty of perjury under the laws of the United States of America that
22 the foregoing is true and correct.

23 Executed on July 27, 2015, at Irvine, California.

24 
25 _____
26 Mary Lynn Genova

27 104425.1