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11	SAN FRANCISCO DIVISION		
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13	DONALD BUCHLA, an individual, D/B/A	CASE NO. 3:15-CV-00921-HSG	
14	BUCHLA & ASSOCIATES,	STIPULATION AND ORDER TO WAIVE	
15	Plaintiff, v.	SERVICE OF SUMMONS AND TO CONTINUE RESPONSIVE PLEADING	
16 17 18 19	BUCHLA ELECTRONIC MUSICAL INSTRUMENT, LLC, an Oregon limited liability company; AUDIO SUPERMARKET PTY. LTD., a foreign entity; DANNY OLESH, an individual; MICHAEL MARANS, an individual; LEWIS CHIODO, an individual; and JOHN FULLER, an individual,	DATE; DECLARATION OF GREGORY S. CAVALLO	
20	Defendants.		
21			
22			
23	WHEREAS, pursuant to March 31, 2015 Stipulation, defendant Buchla Electronic Musical		
24	Instrument, LLC's responsive pleading in this matter is currently due April 10, 2015; defendant		
25	Michael Marans' responsive pleading is due April 13, 2015;		
26	WHEREAS, all named defendants, Buchla Electronic Musical Instrument, LLC; Audio		
27	Supermarket Pty. Ltd.; Danny Olesh; Lewis Chio	do; John Fuller; and Michael Marans have retained	
28	counsel Shopoff Cavallo & Kirsch, LLP to repres	sent them in this matter; and	
		-1- STIPULATION TO WAIVE SERVICE AND CONTINUE RESPONSIVE PLEADING DATE; CAVALLO DECLARATION; ORDER	

1	WHEREAS, newly retained counsel require additional time to familiarize themselves with	
2	the facts and issues involved in this matter so as to prepare a responsive pleading;	
3	WHEREAS, the parties wish to avoid disputes regarding international service of summons,	
4	as all unserved defendants are residents of Australia;	
5	WHEREAS, the parties wish to bring all responsive pleadings by defendants onto the same	
6	schedule to avoid duplicative or unnecessary motion practice,	
7	IT IS HEREBY STIPULATED that all defendants waive service of summons and agree to	
8	appear in the action without such service. In exchange, the current responsive pleading date for all	
9	defendants shall be continued until April 30, 2015.	
10	DATED: April 9, 2015	SHOPOFF CAVALLO & KIRSCH LLP
11		
12		By /Gregory S. Cavallo/ Gregory S. Cavallo
13		Attorneys for Defendants BUCHLA ELECTRONIC MUSICAL INSTRUMENT,
14		LLC; AUDIO SUPERMARKET PTY. LTD.; DANNY OLESH; LEWIS CHIODO;
15		and JOHN FULLER
16		
17	DATED: April 9, 2015	O'MELVENY & MYERS LLP
18		By /David Fherhart/
19		By <u>/David Eberhart/</u> David Eberhart Attorneys for Plaintiff
20		DONALD BUCHLA, D/B/A BUCHLA & ASSOCIATES
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1	DECLARATION OF GREGORY S. CAVALLO	
2	I, Gregory S. Cavallo, declare:	
3	1. I am an attorney duly admitted to practice before this Court. I am a partner at	
4	Shopoff Cavallo & Kirsch LLP, attorneys of record for Defendants Buchla Electronic Musical	
5	Instrument, LLC; Audio Supermarket Pty. Ltd.; Danny Olesh; Michael Marans; Lewis Chiodo; and	
6	John Fuller. If called as a witness, I could and would competently testify to all facts within my	
7	personal knowledge.	
8	2. On April 9, 2015, counsel for plaintiff, David Eberhart, concurred in the filing of	
9	this Stipulation.	
10	Executed under penalty of perjury under the laws of the United States on April 9, 2015, at	
11	San Francisco, California.	
12		
13	/Gregory S. Cavallo/ Gregory S. Cavallo	
14	Gregory 5. Gavano	
15		
16	<u>ORDER</u>	
17	IT IS HEREBY ORDERED:	
18	1. Pursuant to the above stipulation, all defendants are hereby deemed served;	
19	2. Defendants' responsive pleading date is hereby continued to April 30, 2015.	
20	DATED: April 14, 2015	
21		
22	United States District Court Judge	
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