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Attorneys for Defendant  
RAJIV MALHAN

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

H.P.D. CONSOLIDATION, INC. , dba  
VALLEY WINE WAREHOUSE,  
  
Plaintiff,  
  
v.

Case No. 3:15-cv-05309 EMC

**STIPULATION & [PROPOSED] ORDER  
TO RESCHEDULE CASE  
MANAGEMENT CONFERENCE**

1 JOSE PINA aka JOSE LUIS PIEDRA, et al.

2 Defendants.

3  
4 **TO THE COURT, AND TO ALL INTERESTED PARTIES AND THEIR**  
5 **ATTORNEYS OF RECORD:**

6 Plaintiff H.P.D. Consolidation, Inc. (“PLAINTIFF”), Defendant Rajiv Malhan,  
7 Defendants Belmont Wine Exchange, LLC, Michael Shemali, Wines of the World, LLC, Tri-  
8 Cities Liquor & Spirits, LLC, Matt Myers, Hi-Time Wine Cellars, Eduardo Rodriguez, Sandra  
9 Rodriguez, Sandi’s Pet Place, Inc. and Defendant David L. Borges (collectively,  
10 “DEFENDANTS”), by and through their respective counsel of record, hereby stipulate pursuant  
11 to Local Rule 16-2(e) to reschedule the initial Case Management Conference currently set for  
12 March 3, 2016 to 30 days after the Court rules on DEFENDANTS’ motions to dismiss. This is  
13 the second time modification has been requested by DEFENDANTS in this matter. Previously,  
14 DEFENDANTS and PLAINTIFF stipulated to an extension of time to respond to the Complaint  
15 by or before February 26, 2016. *See* Docket Nos. 42; 54; 66. As a result, the parties agree that  
16 the initial Case Management Conference should be delayed. All counsel in this matter have  
17 conferred and all support this stipulation. This stipulation does not change the ADR process for  
18 this case.

19 Dated: February 9, 2016

**MOTSCHIEDLER, MICHAELIDES, WISHON  
BREWER & RYAN, LLP**

20 By: /s/ Russell K. Ryan  
21 RUSSELL K. RYAN  
22 Attorneys for Plaintiff  
23 **H.P.D. Consolidation, Inc.**

24 Dated: February 9, 2016

**KING & SPALDING LLP**

25 By: /s/ Nicholas A. Oldham  
JULIE A. STOCKTON  
NICHOLAS A. OLDHAM  
Attorneys for Defendant  
**Rajiv Malhan**

1  
2 Dated: February 9, 2016

**WALKER HEYE MEEHAN & EISINGER, PLLC**

3 By: /s/ Shea C. Meehan  
4 SHEA C. MEEHAN  
5 BRET UHRICH  
Attorneys for Defendant  
**Rajiv Malhan**

6 Dated: February 9, 2016

**NIXON PEABODY, LLP**

7 By: /s/ John R. Foote  
8 JOHN R. FOOTE  
9 GREGORY P. O'HARA  
KARL K. SUNG  
Attorneys for Defendants  
10 **Belmont Wine Exchange, LLC, Michael**  
11 **Shemali, Wines of the World, LLC, Tri**  
12 **Cities Liquor & Spirits, LLC, Matt**  
**Myers, Hi-Time Wine Cellars, Eduardo**  
**Rodriguez, Sandra Rodriguez, and**  
**Sandi's Pet Place Inc.**

13 Dated: February 9, 2016

**DUGGAN LAW CORPORATION**

14 By: /s/ Christina M. Bucci  
15 JENNIFER E. DUGAN  
16 CHRISTINA M. BUCCI  
Attorneys for Defendant  
17 **David L. Borges**

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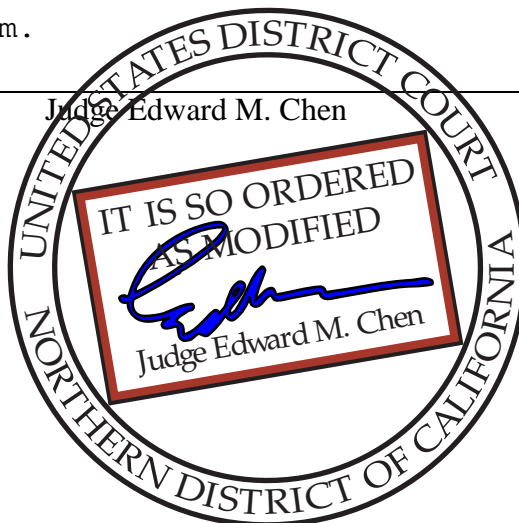
~~[PROPOSED]~~ ORDER

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED that the ~~Court shall~~  
~~cancel the case management conference currently set for March 3, 2016 and will reset the case~~  
~~management conference for 30 days after the Court rules on Defendants' motions to dismiss.~~

is reset for 5/5/16 at 9:30 a.m.

Dated: 2/10/16

By: \_\_\_\_\_  
Judge Edward M. Chen



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**ATTESTATION OF CONCURRENCE**

I, Shea C. Meehan, attest that I am one of the attorneys for the moving Defendant. As the ECF user and filer of this document, I attest that concurrence in the filing of this document has been obtained from its signatories.

Dated: February 9, 2016

By: /s/ Shea C. Meehan  
SHEA C. MEEHAN  
BRET UHRICH  
Attorneys for Defendant  
**Rajiv Malhan**

1  
2 **CERTIFICATE OF SERVICE**

3 The undersigned counsel for Defendant hereby certify that a true and correct copy of the  
4 foregoing document was filed with the Court and served electronically through the CM-ECF  
5 (electronic case filing) system to all counsel of record to those registered to receive a Notice of  
6 Electronic Filing for this case on February 9, 2016.

7  
8 Dated: February 9, 2016

By: /s/ Shea C. Meehan  
SHEA C. MEEHAN  
BRET UHRICH  
Attorneys for Defendant  
**Rajiv Malhan**