1	Edward F. O'Connor (SBN 123398)			
2	efo@avynolaw.com AVYNO LAW P.C.			
3	6345 Balboa Boulevard, Suite 208, Building Encino, CA 91316	I		
4	Tel: 949.291.2894 Fax: 818.332.4205			
5	Stephen M. Lobbin (SBN 181195)			
6	slobbin@onellp.com ONE LLP			
7	12340 El Camino Real, Suite 220 San Diego, California			
8	Tel: 858.333.5794 Fax: 949.258.5081			
9	Attorneys for Defendants Cali Resources, Inc., Carlos Kelvin and Great Value, LLC			
10	UNITED STATES DISTRICT COURT			
11	NORTHERN DISTRICT OF CALIFORNIA			
12	EITDIT INC a Delayung componetion	Case No. 3:17-cv-00079 EMC		
13	FITBIT, INC., a Delaware corporation,	Case No. 5:17-cv-00079 EMC		
14	Plaintiff, v.			
15	LAGUNA 2, LLC, a New Jersey Limited Liability Company; JOEL BLANK, an	STIPULATION REGARDING CONSENT TO APPEAR TELEPHONICALLY AT THE MARCH 22, 2018 HEARING ON THE		
16	individual; CALI RESOURCES, INC., a California corporation; CARLOS	MOTION FOR DETERMINATION OF GOOD FAITH SETTLEMENT AND		
17	KELVIN, GREAT VALUE, LLC, a California Limited Liability Company; P-	STATUS CONFERENCE		
18	COVE ENTERPRISES INC. dba BUYERS CONSULTATION SERVICES,			
19	a California corporation; ENVIRONMENTAL LIQUIDATION,			
20	INC., a California corporation; JONATHAN MANHAN, an individual;	Date: March 22, 2018 Time: 1:30 p.m.		
21	FRANCIS MICHAEL BAKER aka MIKE BAKER, an individual; MI	Time: 1:30 p.m. Ctrm: 5, 17 <sup>TH</sup> Floor		
22	TECHNOLOGIES, INC. dba DISCOUNT MERCHANT, California corporation;	Honorable Edward M. Chen		
23	AMIR TAFRESHI, an individual, INNOVATION ENTERPRISES, INC. dba			
24	THE MERCHANT KING, a California corporation; JOUBIN RAHIMI, an			
25	individual, and DOES 12-30, inclusive Defendants.			
26	Detenuants.	I		
27				
28		1 Case No. 3:17-cv-00079 EMC		
	STIPULATION REGARDING CONSENT TO APPEA	R TELEPHONICALLY AT THE MARCH 22, 2018 HEARING		

1	Defendants Cali Resources, Inc., Carlos	Kelvin, and Great Value, LLC (collectively "Cali	
2	Defendants") and P-Cove Enterprises, Environmental Liquidation, Inc., Jonathan Manhan, and		
3	Francis Michael Baker (collectively, "BCS Defendants") request permission to appear		
4	telephonically for the March 22, 2018 hearing o	telephonically for the March 22, 2018 hearing on the Motion for Determination of Good Faith	
5	Settlement, Status Conference and any other pro	Settlement, Status Conference and any other proceedings on that date. There is good cause for	
6	this request because Cali Defendants' counsel is located in Jupiter, Florida, and BCS Defendants'		
7	counsel is located in Los Angeles, California, and	counsel is located in Los Angeles, California, and this case is being heard in San Francisco.	
8	STIPULATION		
9	The parties, through their undersigned counsel, hereby stipulate and agree that Cali		
10	Defendants' and BCS Defendants' counsel may appear telephonically at the March 22, 2018		
11	hearing on the Motion for Determination of Good Faith Settlement, Status Conference and any		
12	other proceedings on that date.		
13	A proposed order is attached hereto.		
14	Dated: February 21, 2018 Re	spectfully submitted,	
15	AV	YYNO LAW, P.C.	
16	<u> </u>	Edward F. O'Connor	
17	Ste	ward F. O'Connor phen M. Lobbin	
18	Ca	orney for Defendants li Resources, Inc., Carlos Kelvin and	
19	Gr	eat Value LLC	
20	Dated: February 21, 2018 SII	DEMAN & BANCROFT LLP	
21	<u>/s/</u>	Zachary J. Alinder chary J. Alinder	
22	Att	orney for Plaintiff	
23	Fit	bit, Inc.	
24	Dated: February 21, 2018 BF	OWN WHITE & OSBORN LLP	
25	<u>/ 5/</u>	Caleb E. Mason	
26	S   Att	leb E. Mason orneys for Defendants	
27	Lie	Cove Enterprises, Environmental quidation, Inc., Jonathan Manhan, and	
28		ncis Michael Baker	

1	Dated: February 21, 2018	MAURIEL KAPOUYTIAN WOODS
2		
3		/s/ Sherman W. Kahn Sherman W. Kahn
4		Attorneys for Defendants
5		Laguna 2, LLC and Joel Blank
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		3 Case No. 3:17-cv-00079 EMC

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8	Tel: 858.333.5794 Fax: 949.258.5081			
9	Attorneys for Defendants Cali Resources, Inc.	c., Carlos Kelvin and Great Value, LLC		
10	UNITED STATES DISTRICT COURT			
11	NORTHERN DISTRICT OF CALIFORNIA			
12				
13	FITBIT, INC., a Delaware corporation,	Case No. 3:17-cv-00079 EMC		
	Plaintiff,			
14	V.			
15 16	LAGUNA 2, LLC, a New Jersey Limited Liability Company; JOEL BLANK, an individual; CALI RESOURCES, INC., a	[PROPOSED] ORDER		
17	California corporation; CARLOS KELVIN, GREAT VALUE, LLC, a	Date: March 22, 2018		
	California Limited Liability Company; P-	Time: 1:30 p.m.		
18	COVE ENTERPRISES INC. dba BUYERS CONSULTATION SERVICES,	Ctrm: 5, 17 <sup>TH</sup> Floor		
19	a California corporation; ENVIRONMENTAL LIQUIDATION,	Honorable Edward M. Chen		
20	INC., a California corporation; JONATHAN MANHAN, an individual;			
21	FRANCIS MICHAEL BAKER aka MIKE BAKER, an individual; MI			
22	TECHNOLOGIES, INC. dba DISCOUNT			
23	MERCHANT, California corporation; AMIR TAFRESHI, an individual,			
24	INNOVATION ENTERPRISES, INC. dba THE MERCHANT KING, a California			
25	corporation; JOUBIN RAHIMI, an individual, and DOES 12-30, inclusive			
26	Defendants.			
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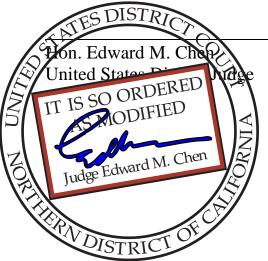
## [PROPOSED] ORDER

Upon consideration of the Stipulation of the parties, requesting to appear telephonically at the March 22, 2018 hearing on the Motion for Determination of Good Faith Settlement, Status Conference and any other proceedings on that date.

PURSUANT TO STIPULATION, IT IS SO ORDERED,

Counsel shall contact Courtcall at (866) 582-6878 to set up the conference call.

DATE: \_ 3/2/2018



## **PROOF OF SERVICE**

I hereby certify that on February 21, 2018, I electronically transmitted the foregoing document using the CM/ECF system for filing, which will transmit the document electronically to all registered participants as identified on the Notice of Electronic Filing, and paper copies have been served on those indicated as nonregistered participants.

Dated: February 21, 2018 /s/ Edward F. O'Connor

Case No. 3:17-cv-00079 EMC