



1 Pursuant to L. R. 7-12, Plaintiff and Counter defendant William Giffen (“Giffen”) and  
2 Defendant and Counterclaimant Michael Taylor Designs, Inc. (“MTD”), by and through their  
3 respective counsel, hereby stipulate and agree to the following:

4 WHEREAS, on April 6, 2009 this Court entered an Order [Docket No. 45] setting a  
5 Settlement Conference for this lawsuit to take place on May 29, 2009, commencing at 9:00 a.m. at  
6 Courtroom G, 15th Floor, Federal Building, 450 Golden Gate Avenue, San Francisco, California  
7 94102; and

8 WHEREAS, on that date David A. Gauntlett of Gauntlett & Associates, lead counsel for  
9 MTD in this case, will be on an airplane returning to California from a trip to Europe whose  
10 scheduling long pre-dated the Order’s issuance; and

11 WHEREAS, due to an oversight on the part of MTD’s counsel this conflict and the need to  
12 re-schedule the Settlement Conference only very recently came to counsels’ attention; and

13 WHEREAS, Giffen and MTD have conferred and agreed to reschedule the conference to  
14 June 26, 2009 (which they understand presently is the earliest date available on the Court’s  
15 schedule).

16 NOW THEREFORE, subject to the approval of the court the parties stipulate and agree to the  
17 following:

18 1. The settlement conference for this lawsuit, previously ordered to commence on May  
19 29, 2009 at 9:00 a.m. in Courtroom G, 15<sup>th</sup> Floor of this Court in San Francisco, California, instead  
20 shall commence on June 26, 2009 at the same time and place originally set.

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1           2.       All other provisions of the Order entered on April 6, 2009 [Docket No. 45] shall  
2 remain in effect. The deadlines stated in the Order for filing Settlement Conference statements shall  
3 apply to the new Settlement Conference date.  
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5 Dated: May 20, 2009

**SEILER EPSTEIN ZIEGLER & APPLGATE LLP**

6  
7 By: /s/ Douglas A. Applegate  
Douglas A. Applegate

8 Attorneys for Plaintiff and Counterdefendant  
9 William Giffen

10 Dated: May 20, 2009

**GAUNTLETT & ASSOCIATES**

11  
12 By: /s/ Andrew M. Sussman  
David A. Gauntlett  
13 James A. Lowe  
Andrew M. Sussman

14 Attorneys for Defendant and Counterclaimant  
15 Michael Taylor Designs, Inc.  
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17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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19 Dated: May 21, 2009

20 UNITED STATES

