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10 Attorneys for Plaintiff  
 MOLETECH GLOBAL HONG KONG, LTD.

11  
 12 **UNITED STATES DISTRICT COURT**  
 13 **NORTHERN DISTRICT OF CALIFORNIA**  
 14 **OAKLAND DIVISION**

16 MOLETECH GLOBAL HONG KONG, LTD.,

17 Plaintiff,

18 v.

19 POJERY TRADING COMPANY, LTD. and  
 20 POTTERY TRADING USA, INC.,

21 Defendant.

22 POJERTY TRADING CO. LTD.; POTTERY  
 TRADING USA, INC.,

23 Counter-Claimants,

24 v.

25 MOLETECH GLOBAL HONG KONG LTD.;  
 26 MTECH FUEL SAVER, INC.; ANDREW  
 KELLY,

27 Counter-Defendants.  
 28

Case No. 4:09-cv-00027-SBA

**STIPULATION & [PROPOSED] ORDER  
 CANCELING DISCOVERY REQUESTS**

1           WHEREAS this case is currently scheduled for a settlement conference with Magistrate  
2 Judge Zimmerman on September 17, 2009;

3           WHEREAS the Parties believe they are currently positioned to settle this case with  
4 appropriate assistance, and wish to avoid the expenses of conducting discovery practice that may  
5 distract the parties from settlement negotiations and unnecessarily burden the parties during  
6 settlement negotiations,

7           NOW, THEREFORE, the parties hereby stipulate and ask the Court to order as follows:

- 8
- 9           1.           The Parties are not to serve any further discovery requests until after a settlement  
10                       conference is held, or until September 18, 2009, whichever is earlier; and
  - 11           2.           Defendants' interrogatories and requests for production, both served June 8, 2009,  
12                       are considered withdrawn without prejudice to Defendants' right to serve the same  
13                       or different discovery requests at a later date.
- 14

15 Dated: July 8, 2009

Respectfully submitted,

16                       /s/ Elizabeth H. Rader  
17                       Elizabeth H. Rader

18                       Attorneys for Plaintiff  
19                       MOLETECH GLOBAL HONG KONG, LTD

20 Dated: July 8, 2009

Respectfully submitted,

21                       /s/ James Cai  
22                       James Cai

23                       Attorneys for Defendants  
24                       POJERY TRADING CO. and POTTERY  
25                       TRADING USA

1 **FILER'S ATTESTATION**

2 I, Elizabeth H. Rader, am the ECF User whose ID and password are being used to file this  
3 **STIPULATION & [PROPOSED] ORDER CANCELING DISCOVERY REQUESTS.** In  
4 compliance with General Order 45, paragraph X.B., I hereby attest that James Cai has concurred in  
5 this filing.

6 Dated: June 8, 2009

7 Respectfully submitted,  
8 ALSTON & BIRD LLP

9 By:  /s/ Elizabeth H. Rader

10 Elizabeth H. Rader

11 Attorneys for Plaintiff, Moletech Global Hong Kong,  
12 Ltd.

13 **ORDER**

14 PURSUANT TO STIPULATION, IT IS SO ORDERED.

15 Dated: 7/10/09

16   
17 \_\_\_\_\_  
18 Sandra Brown Armstrong  
19 DISTRICT COURT JUDGE