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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

VIA TECHNOLOGIES, INC.,

Plaintiff,

v.

SONICBLUE CLAIMS LLC, a Delaware limited liability company; FERRY CLAIMS, LLC, a California limited liability company; and FREEFALL CLAIMS I, LLC, a California limited liability company,

Defendants.

CASE NO. CV 09 2109 PJH

**STIPULATION AND [PROPOSED]  
ORDER CONTINUING INITIAL  
CASE MANAGEMENT  
CONFERENCE**

Date: October 29, 2009  
Time: 2:30 p.m.  
Place: Courtroom 5, 17th Floor  
United States Courthouse  
450 Golden Gate Avenue  
San Francisco, California

1 Pursuant to Local Rules 6-2 and 7-12, Plaintiff VIA Technologies, Inc. and Defendants  
2 SonicBlue Claims LLC, Ferry Claims LLC, and Freefall Claims I LLC, through their counsel,  
3 submit the following stipulation and [proposed] order:

4 WHEREAS on August 14, 2009, the Court continued the Initial Case Management  
5 Conference to be held in this case on August 27, 2009 at 2:30 p.m. to October 29, 2009 at 2:30  
6 p.m.;

7 WHEREAS Plaintiff VIA Technologies, Inc. will file an amended complaint on October  
8 23, 2009, pursuant to this Court's September 23, 2009 Order regarding Defendant SonicBlue  
9 Claims LLC's motion to dismiss the first cause of action;

10 WHEREAS, the interests of efficiency and preserving judicial resources are best served  
11 by continuing the Initial Case Management Conference until after the amended complaint and any  
12 responses to the amended complaint are filed.

13 NOW, THEREFORE, based on the foregoing, the parties hereby stipulate as follows:

14 1. The Initial Case Management Conference currently scheduled for October 29,  
15 2009 will be rescheduled to January 14, 2010 at <sup>2:00</sup>~~2:30~~ p.m. or at such other time that the Court  
16 deems appropriate;

17 2. The parties shall confer pursuant to Fed. R. Civ. Proc. 26(f) on or before twenty-  
18 one (21) days before the Initial Case Management Conference is set to be heard;

19 3. The Joint Case Management Statement shall be filed at least (7) days before the  
20 Initial Case Management Conference is set to be heard.

21 4. All ADR deadlines shall be adjusted in accordance with the new case management  
22 schedule.

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Dated: October 6, 2009

DOUGLAS L. HENDRICKS  
ADAM A. LEWIS  
KAREN KREUZKAMP  
GRACE Y. PARK  
MORRISON & FOERSTER LLP

By:           /s/ Karen Kreuzkamp            
KAREN KREUZKAMP

Attorneys for Plaintiff  
VIA TECHNOLOGIES, INC.

Dated: October 6, 2009

WILLIAM H.G. NORMAN  
STEPHEN KAUS  
COOPER, WHITE & COOPER LLP

By:           /s/ Stephen Kaus            
STEPHEN KAUS

Attorneys for Defendant  
SONICBLUE CLAIMS, LLC

Dated: October 6, 2009

DUANE M. GECK  
SEVERSON & WERSON

By:           /s/ Duane M. Geck            
DUANE M. GECK

Attorneys for Defendant  
FERRY CLAIMS, LLC.

Dated: October 6, 2009

ROBERT E. WHITE  
LAW OFFICES OF ROBERT E. WHITE

By:           /s/ Robert E. White            
ROBERT E. WHITE

Attorneys for Defendant  
FREEFALL CLAIMS I, LLC

1 I, Karen Kreuzkamp, am the ECF user whose ID and password are being used to file this  
 2 **STIPULATION AND [PROPOSED] ORDER CONTINUING INITIAL CASE**  
 3 **MANAGEMENT CONFERENCE.** In compliance with General Order 45, X.B., I hereby attest  
 4 that Stephen Kaus, Duane M. Geck, and Robert E. White have concurred in this filing.

5 Dated: October 6, 2009

MORRISON & FOERSTER LLP

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 7 By: /s/ Karen Kreuzkamp  
 8 Karen Kreuzkamp  
 Attorneys for VIA Technologies, Inc.

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PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: October 15, 2009.

The Honorable \_\_\_\_\_  
United States District Court for the Northern District of California

