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Zynga Game Network Inc v. Kenia

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2	Plaintiff Zynga Game Network Inc. ("Zynga") and defendants Chirag Kenia and K-	
3	Valuemart Retail India Pvt. Ltd. ("Defendants") (Zynga and Defendants are collectively referred to	
4	as the "Parties") submit this stipulated request to continue the fact discovery deadline in this matter.	
5	WHEREAS: The Parties have reached a settlement in principle and expect to execute	
6	settlement documents within the next two weeks; and	
7	WHEREAS: Defendants have filed a motion to dismiss that is set for hearing on October	
8	28, 2010; and	
9	WHEREAS: Plaintiff's opposition to Defendants' motion is due on October 7; and	
10	WHREAS: Both Parties have served discovery requests that remain outstanding; and	
11	WHEREAS: The Parties believe that an immediate stay of this litigation will allow them to	
12	complete a settlement without the need to expend their own, or the Court's, time and resources	
13	addressing the upcoming deadlines in the case; and	
14	WHEREAS: The Parties agree to cooperate in presenting a revised proposed scheduling	
15	order to the Court in the unlikely event that they are unable to finalize a settlement.	
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37 l	CASE NO. CV 09-3263 CW (EMC)	

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1	THEREFORE, the Parties stipulate and respectfully request that the Court stay this litigation			
2	until the Parties have either finalized a settlement or have submitted a proposed revised scheduling			
3	order to the Court.			
4	IT IS SO STIPULATED			
5	5 KEA	ATS McFARLAND & WILSON LLP		
6	6 Dated: October 5, 2010 By:_	Christopher T. Varas		
7	7	Attorneys for Plaintiff		
8	8	ZYNGA GAME NETWORK INC.		
9	STR	ASSBURG, GILMORE & WEI LLP		
10	Dated: October 5, 2010 By:_	William Gilmore		
11		Attorneys for Defendants		
12		CHIRAG KENIA and K-VALUEMART INDIA PVT. LTD.		
13	PURSUANT TO STIPULATION, IT IS SO ORDERED.			
14	4	TORSCHIVI TO STILL CENTION, IT IS SO ORDERED.		
15	I cliding the conclusion of settlement nego	Pending the conclusion of settlement negotiations between the Parties, the Defendants'		
16	pending motion to dismiss is removed from the Court's calendar, and shall be reset if necessary			
17	pursuant to a supulation of the fairnes and this ec	pursuant to a stipulation of the Parties and this Court's order. All discovery in this matter is stayed,		
18	8 and the Parties shall stipulate to revised discovery	and the Parties shall stipulate to revised discovery deadlines if necessary, such deadlines to be		
19	submitted to the Court along with any revised proposed scheduling order. The case management			
20	conference remains on calendar for Jan. 6, 2011, but will be vacated if the case settles.			
21	ENTERED THIS 7th DAY OF October, 2010			
22	$\begin{array}{c ccccccccccccccccccccccccccccccccccc$	ENTERED THIS 7th DAT OF October, 2010		
23		Chidele William		
24	Unit	Honorable Claudia Wilken, ed States District Judge		
25	5			
26	66			
27	-7	CASE NO. CV 09-3263 CW (EMC) 2 - NOTICE OF SETTLEMENT IN		

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PRINCIPLE AND STIPULATION AND PROPOSED ORDER REGARDING STAY