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20 Attorneys for Plaintiffs
 21 ORACLE USA, INC. and
 22 ORACLE INTERNATIONAL CORPORATION

23 UNITED STATES DISTRICT COURT
 24 NORTHERN DISTRICT OF CALIFORNIA-OAKLAND DIVISION

25 ORACLE USA, INC., a Colorado corporation,
 26 and ORACLE INTERNATIONAL
 27 CORPORATION, a California corporation,
 28 Plaintiffs,
 vs.
 QTRAX, INC., a Delaware corporation, and
 DOES 1 through 10, inclusive,
 Defendants.

CASE NO. 4:09-cv-03334-SBA

**SECOND STIPULATION TO
 CONTINUE DEADLINE FOR
 FILING OPPOSITION & REPLY
 BRIEFS RE: QTRAX'S MOTION
 TO SET ASIDE DEFAULT**

Date: June 29, 2010
 Time: 1:00 p.m.
 Courtroom: 3

Filed: July 21, 2009

RECITALS

1 WHEREAS Counsel for ORACLE USA, INC. and ORACLE INTERNATIONAL
2 CORPORATION (“Oracle”) had suffered a personal loss during two weeks ago;

3
4 WHEREAS this has impacted the preparation of Oracle’s opposition to defendant
5 QTRAX, INC. (“Qtrax”) Motion to Set Aside Default;

6
7 WHEREAS in pressing to get this brief and other matters taken caught up to date,
8 counsel worked last week to prepare the opposition in this matter;

9
10 WHEREAS, as the opposition papers were being finalized for filing on Friday, June 11,
11 2010 pursuant to the Court’s extension of time, but were contaminated by a macro virus while
12 tables of contents and authorities were being created, and had to be completely re-created;

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14 WHEREAS Counsel for Qtrax is amenable to extending the time to file the Opposition to
15 the motion; and

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17 WHEREAS the moving and opposition briefs are relatively short (6 pages and
18 approximately 12 pages, respectively)

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20 **IT IS HEREBY STIPULATED:**

- 21
- 22 1. That the parties will request that the opposition deadline be extended to and
23 including Wednesday, June 16, 2010;
 - 24 2. That the parties will request that the deadline for the reply be extended to Friday
 June 25, 2010; and

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- 28 3. That the parties will request that the hearing date will remain set for June 29, 2010
 at 1:00 p.m. or to a date as near thereto as possible.

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DATED: June 7, 2010

FARBSTEIN & BLACKMAN
A Professional Corporation

By _____/s/_____
Gary R. Gleason
Attorneys for Plaintiffs
ORACLE USA, INC and
ORACLE INTERNATIONAL
CORPORATION

DATED: June 7, 2010

TRUMP, ALIOTO, TRUMP & PRESCOTT, LLP

By _____/s/_____
Daphne C. Lin
Attorneys for Defendant
QTRAX, INC

ORDER

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3 Having considered the attached stipulation to continue the deadlines for filing briefs in
4 relation to defendant QTRAX, INC.'s Motion to Set Aside Default, and good cause therefrom
5 appearing,

6 IT IS HEREBY ORDERED:

7 1. That the opposition deadline is extended to and including Wednesday, **June 16,**
8 **2010;**

9 2. That the deadline for the reply be extended to Friday, **June 25, 2010.**

10 3. The hearing on the motion *and* the case management conference currently
11 scheduled for June 29, 2010 are CONTINUED to **July 14, 2010 at 2:00 p.m.** Pursuant to
12 Federal Rule of Civil Procedure 78(b), the Court may resolve the motion without oral argument.
13 The parties are advised the check the Court's website to determine whether an appearance on the
14 motion and case management conference is required.

15 IT IS SO ORDERED.

16 Dated: 6/17/10

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18 SAUNDRA BROWN ARMSTRONG
19 United States District Judge
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