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5 Attorneys for Third Party Defendant DISCOVERY COMMUNICATIONS, LLC

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 8 **UNITED STATES DISTRICT COURT**  
 9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 10 **OAKLAND DIVISION**

11 ZANE PUBLISHING, INC., )  
 12 A Texas Corporation, ) Case No.: CV-09-04115 SBA  
 )  
 13 Plaintiff, )

14 v. )

15 J.C. RESEARCH, INC., d/b/a FOGWARE ) **JOINT STUPILATED REQUEST FOR**  
 PUBLISHING, a California Corporation and ) **ORDER CHANGING TIME AND**  
 16 INNOVATIVE KNOWLEDGE, INC., a )  
 California Corporation, )  
 17 Defendants. )

18 J.C. RESEARCH, INC., d/b/a FOGWARE )  
 PUBLISHING, a California Corporation and )  
 19 INNOVATIVE KNOWLEDGE, INC., a )  
 California Corporation, )

20 Third Party Plaintiffs, )

21 v. )

22 )  
 23 DISCOVERY COMMUNICATIONS, LLC, )  
 A Delaware limited liability company, )

24 Third Party Defendant. )  
 25 )

26 WHEREAS, Zane Publishing, Inc. (“Plaintiff”), filed a complaint in the above-captioned matter  
 27 against J.C. Research, Inc. d/b/a/ Fogware Publishing and Innovative Knowledge, Inc. (collectively  
 28 “Defendants/Third Party Plaintiffs”) on September 4, 2009;

1 WHEREAS, on September 4, 2009, the Court entered its Order Setting Initial Case Management  
2 Conference and ADR deadlines and set the Conference in this case for December 10, 2009;

3 WHEREAS, on September 10, 2009, the Court Clerk issued a notice changing the time for the  
4 Conference and notifying the parties that the Conference would take place by telephone;

5 WHEREAS, on October 2, 2009, Plaintiff and Defendants/Third Party Plaintiffs stipulated that  
6 the time for Defendants/Third Party Plaintiffs to respond to Plaintiff's complaint was thereby extended  
7 thirty (30) days to and including November 2, 2009;

8 WHEREAS, Defendants/Third Party Plaintiffs filed their answer and a third party complaint  
9 against Discovery Communications, LLC ("Third Party Defendant") on November 2, 2009;

10 WHEREAS, on November 16, 2009, Plaintiff and Third Party Plaintiff filed a joint stipulation to  
11 continue initial case management conference and ADR deadline to a time ordered by the court;

12 WHEREAS, pursuant to a stipulation filed in this Court on November 20, 2009,  
13 Defendants/Third Party Plaintiffs and Third Party Defendant agreed that the time for Third Party  
14 Defendant to answer or otherwise respond to the third party complaint was extended to and including  
15 January 11, 2010;

16 WHEREAS, pursuant to an order entered by this Court on December 9, 2009, the Case  
17 Management Conference initially scheduled for December 10, 2009, was continued to February 3, 2010  
18 at 3:15 p.m.;

19 WHEREAS, Defendants/Third Party Plaintiffs and Third Party Defendant are currently and  
20 actively discussing settlement and an extension of time would allow the parties to continue such  
21 settlement discussions and would not further alter the schedule of this case;

22 The Parties, through their respective counsel and pursuant to Civil L.R. 6-2, HEREBY MAKE  
23 THIS STIPULATED REQUEST THAT

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28 1. The time for Third Party Defendant's response to Defendants/Third Party Plaintiffs' third

1 party complaint be extended thirty (30) days to and including February 10, 2010; and  
2           2.       The Case Management Conference scheduled February 3, 2010 at 3:15 p.m. be continued  
3 to March 3, 2010 or to any other date convenient for this Court.

4           Respectfully submitted this 22nd day of December, 2009.

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6           Dated: December 22, 2009   DAVIS WRIGHT TREMAINE, LLP  
7   By:       /s/ Thomas R. Burke        
8   Thomas R. Burke  
9   Attorneys for Third Party Defendant Discovery  
10   Communications, LLC

11  
12           Dated: December 22, 2009   VICTORIA L.H. BOOKE  
13   By:       /s/ Victoria L.H. Booke        
14   Victoria L.H. Booke  
15   Fahmy & Booke  
16   606 North First St.  
17   San Jose, CA 95112  
18   408-286-7000  
19   Fax: 408-286-7111  
20   Attorneys for Defendants/Third Party Plaintiffs  
21   J.C. Research, Inc. d/b/a/ Fogware Publishing  
22   and Innovative Knowledge, Inc.

23  
24           Dated: December 22, 2009   BROOKS KUSHMAN P.C.  
25   By:       /s/ Mark Brian Mizrahi        
26   Mark Brian Mizrahi  
27   Brooks Kushman P.C.  
28   6701 Center Drive  
   Suite 610  
   Los Angeles, CA 90045  
   310-348-8200  
   Fax: 310-846-4799  
   Attorneys for Plaintiff Zane Research, Inc.

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**ORDER**

PURSUANT TO THE STIPULATION, IT IS HEREBY ORDERED THAT:

1. The time for Third Party Defendant's response to Defendants/Third Party Plaintiffs' third party complaint is extended thirty (30) days to and including February 10, 2010; and
2. The Case Management Conference currently scheduled for February 3, 2010 shall be CONTINUED to **March 3, 2010, at 2:45 p.m.** The parties shall **meet and confer** prior to the conference and shall prepare a joint Case Management Conference Statement which shall be filed no later than ten (10) days prior to the Case Management Conference that complies with the Standing Order for All Judges of The Northern District of California and the Standing Order of this Court. Plaintiff shall be responsible for filing the statement as well as for arranging the conference call. All parties shall be on the line and shall call (510) 637-3559 at the above indicated date and time

Dated: \_\_12/28/09

  
\_\_\_\_\_  
SAUNDRA BROWN ARMSTRONG  
United States District Judge