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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
 PUBLISHING, a California Corporation and
 16 INNOVATIVE KNOWLEDGE, INC., a
 California Corporation,

**JOINT STUPILATED REQUEST FOR
 ORDER CHANGING TIME AND
 (ORDER)**

17 Defendants.

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

21 Third Party Plaintiffs,

22 v.

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 and Roes 1-10 ("Third Party Defendant") on November 2,
10 2009;

11 WHEREAS, on November 16, 2009, Plaintiff and Third Party Plaintiffs filed a joint stipulation
12 to continue the Initial Case Management Conference and ADR deadline to a time ordered by the Court;

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

16 WHEREAS, pursuant to a stipulation filed in this Court on December 22, 2009, Plaintiff,
17 Defendants/Third Party Plaintiffs and Third Party Defendant agreed that the time for Third Party
18 Defendant to answer or otherwise respond to the third party complaint was extended to and including
19 February 10, 2010;

20 WHEREAS, pursuant to an order entered by this Court on December 28, 2009, the Case
21 Management Conference initially scheduled for December 10, 2009 and rescheduled to February 3,
22 2010, at 3:15 p.m. was continued to March 3, 2010, at 2:45 p.m.;

23 WHEREAS, pursuant to a stipulation filed in this Court on February 3, 2010, Plaintiff,
24 Defendants/Third Party Plaintiffs and Third Party Defendant agreed that the time for Third Party
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1 Defendant to answer or otherwise respond to the third party complaint was extended to and including
2 March 12, 2010;

3 WHEREAS, pursuant to an order entered by this Court on February 16, 2010, the Case
4 Management Conference initially scheduled for December 10, 2009, and rescheduled to February 3,
5 2010, at 3:15 p.m. and then March 3, 2010, at 2:45 p.m. was rescheduled for April 14, 2010;
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7 WHEREAS, pursuant to a stipulation filed in this Court on March 9, 2010, Plaintiff,
8 Defendants/Third Party Plaintiffs and Third Party Defendant agreed that the time for Third Party
9 Defendant to answer or otherwise respond to the third party complaint was extended to and including
10 March 26, 2010;

11 WHEREAS, pursuant to an order entered by this Court on March 17, 2010, the Case
12 Management Conference initially scheduled for December 10, 2009, and rescheduled to February 3,
13 2010, at 3:15 p.m. and then March 3, 2010, at 2:45 p.m. and then April 14, 2010 was rescheduled for
14 April 29, 2010 at 3:30 p.m.;

15 WHEREAS, pursuant to a stipulation filed in this Court on March 22, 2010, Plaintiff,
16 Defendants/Third Party Plaintiffs and Third Party Defendant agreed that the time for Third Party
17 Defendant to answer or otherwise respond to the third party complaint was extended to and including
18 April 9, 2010;

19 WHEREAS, pursuant to an order entered by this Court on March 31, 2010, the Case
20 Management Conference initially scheduled for December 10, 2009, and rescheduled to February 3,
21 2010, at 3:15 p.m. and then March 3, 2010, at 2:45 p.m. and then April 14, 2010 and then April 29, 2010
22 at 3:30 p.m. was rescheduled for June 9, 2010 at 2:45 p.m.;

23 WHEREAS, Plaintiff, Defendants/Third Party Plaintiffs and Third Party Defendant are currently
24 and actively discussing settlement and an extension of time would allow the parties to continue such
25 settlement discussions and would not further alter the schedule of this case;
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1 The parties, through their respective counsel and pursuant to Civil L.R. 6-2, HEREBY MAKE
2 THIS STIPULATED REQUEST THAT

3 1. The time for Third Party Defendant's response to Defendants/Third Party Plaintiffs' third
4 party complaint be extended fourteen (14) days to and including April 23, 2010.

5 Respectfully submitted this 6th day of April, 2010.

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7 Dated: April 6, 2010

DAVIS WRIGHT TREMAINE, LLP

By: /s/ Thomas R. Burke
Thomas R. Burke

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9 Attorneys for Third Party Defendant Discovery
Communications, LLC

10 Dated: April 6, 2010

VICTORIA L.H. BOOKE

By: /s/ Victoria L.H. Booke
Victoria L.H. Booke

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15 Attorneys for Defendants/Third Party Plaintiffs
16 J.C. Research, Inc. d/b/a/ Fogware Publishing
and Innovative Knowledge, Inc.

17
18 Dated: April 6, 2010

BROOKS KUSHMAN P.C.

By: /s/ Mark Brian Mizrahi
Mark Brian Mizrahi

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24 Attorneys for Plaintiff Zane Research, Inc.
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IT IS SO ORDERED.

Dated: 4/12/10



Hon. Sandra B. Armstrong