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9 Attorneys for Defendant GelTech Solutions, Inc.

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 12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**

14 SUSAN P. MARTIN and DAVID E. NEAL,
 15
 16 Plaintiffs,
 17 V.
 18 GELTECH SOLUTIONS, INC. and ROOTGEL
 WEST
 19 Defendants.

Case No. C09-04884 CW

**SECOND STIPULATION AND ORDER
 CHANGING TIME OF BRIEFING SCHEDULE
 ON PLAINTIFFS’ MOTION FOR SUMMARY
 JUDGMENT AND DEFENDANTS’ MOTION
 TO TRANSFER OR STAY ACTION [Civil L.R.
 6-2]**

20
 21 **STIPULATION**

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 24 Plaintiffs Susan P. Martin and David E. Neal and Defendant GelTech Solutions, Inc.
 (“Defendant”), by and through their respective counsel of record, hereby stipulate pursuant to Civil
 25 L.R. 6-2 for a an order changing the briefing schedule on Plaintiffs’ Motion for Summary Judgment,
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 27 filed by Plaintiff on December 11, 2009 (the “Motion for Summary Judgment”), as follows: Opposition
 28 to the Motion for Summary Judgment shall be filed and served on or before January 21, 2010. Any

1 reply in support of the Motion for Summary Judgment shall be filed and served on or before January 28,
2 2010.

3 Additionally, Plaintiffs Susan P. Martin and David E. Neal and Defendant GelTech Solutions,
4 Inc. (“Defendant”), by and through their respective counsel of record, hereby stipulate pursuant to Civil
5 L.R. 6-2 for a an order changing the briefing schedule on Defendants’ Motion to Transfer or Stay
6 Action, filed by Plaintiff on December 7, 2009 (the “Motion to Transfer”), as follows:

7 Opposition to the Motion to Transfer shall be filed and served on or before January 21, 2010.
8 Any reply in support of the Motion shall be filed and served on or before January 28, 2010.

9 This Stipulation is supported by the accompanying Declarations of Edward F. McHale and
10 David Z. Ribakoff, submitted in compliance with Civil L.R. 6-2(a). In summary, the parties desire like
11 extensions on their respective opposition briefing deadlines to facilitate settlement discussions between
12 the parties and avoid potentially unnecessary expense or waste of judicial resources.

13 **IS SO STIPULATED.**

14 Dated: January 8, 2010

ZIMMERMAN & CRONEN, LLP

17 By: /s/ Michael James Cronen

18 Michael James Cronen
19 Attorneys for Plaintiffs Susan P. Martin and
David E. Neal

20 Dated: January 8, 2010

McHALE & SLAVIN, P.A.

22 By: /s/ Edward McHale

23 Edward McHale
24 Attorneys for Defendant GelTech Solutions,
25 Inc.

26
27
28 **ORDER**

1 PURSUANT TO STIPULATION, IT IS SO ORDERED. **THE MOTIONS WILL BE DECIDED**
2 **ON THE PAPERS.**

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4 Dated: January 8, 2010



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6 UNITED STATES DISTRICT JUDGE

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