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11 Attorneys for Defendants
 12 ZODAX, L.P. and COSTCO WHOLESALE
 13 CORPORATION

14 **UNITED STATES DISTRICT COURT**
 15 **NORTHERN DISTRICT OF CALIFORNIA**
 16 **OAKLAND DIVISION**

**GREENBERG GLUSKER FIELDS CLAMAN
 & MACHTINGER LLP**
 1900 Avenue of the Stars, 21st Floor
 Los Angeles, California 90067-4590

17 GATE FIVE GROUP LLC dba
 18 ROOST, a California Limited
 19 Liability Company,
 20
 21 Plaintiff,

22 v.
 23 COSTCO WHOLESALE
 24 CORPORATION, a Washington
 25 Corporation, ZODAX, L.P., a limited
 26 partnership, and DOES 1-100,
 27
 28 Defendants.

Case No. CV 10-1288 CW
Assigned To: Hon. Claudia Wilken

**JOINT STIPULATION TO
 FURTHER EXTEND TIME FOR
 DEFENDANTS ZODAX, L.P. AND
 COSTCO WHOLESALE
 CORPORATION TO ANSWER
 COMPLAINT**

Date Action Filed: March 26, 2010

1 This stipulation is entered into by and between Plaintiff Gate Five Group
2 LLC dba Roost (“Plaintiff”) and Defendants Zodax, L.P. and Costco Wholesale
3 Corporation (collectively, “Defendants”) by and through their respective counsel of
4 record, with regard to the following facts:

5
6 **RECITALS**

7
8 A. The summons in this action was served upon Defendants on March 29,
9 2010. Defendants’ responsive pleading was originally due on April 19, 2010.

10
11 B. The parties have previously stipulated to extend the deadline for
12 Defendants to file a responsive pleading to the Complaint to May 10, 2010 and then
13 again to June 7, 2010, in order to explore potential settlement.

14
15 C. Defendants require additional time to arrange for the substitution of
16 new counsel and for new counsel to prepare an answer to the Complaint.

17
18 D. Plaintiff has agreed to grant Defendants a short extension of eight (8)
19 additional days from June 7, 2010 to answer the Complaint.

20
21 E. This additional extension will not alter the date of any event or any
22 deadline already fixed by Court order pursuant to Civil Local Rule 6-1(a), and
23 therefore does not require a court order in connection with this stipulation.


24
25 **AGREEMENT**

26
27 IT IS HEREBY STIPULATED by and between the parties, through their
28 respective counsel herein, pursuant to Civil Local Rule 6-1(a), that Defendants

1 Zodax, L.P. and Costco Wholesale Corporation shall have up to and including June
2 15, 2010 to file their respective answers to the Complaint.

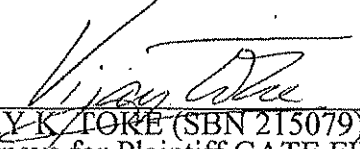
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4 DATED: June 7, 2010

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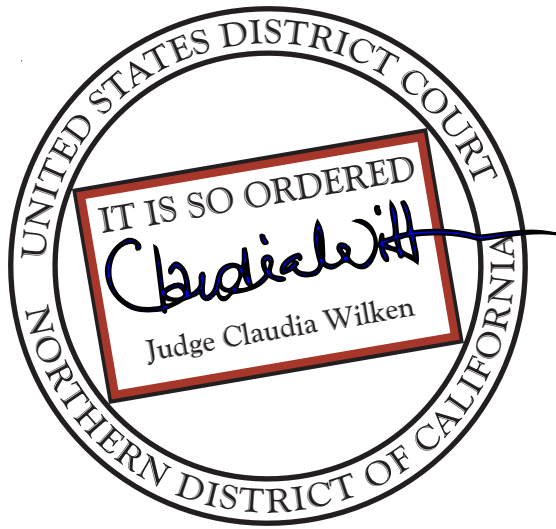
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6 By: 
7 AARON J. MOSS (SBN 190625)
8 Attorneys for Defendants ZODAX,
9 L.P. and COSTCO WHOLESALE
CORPORATION

10 DATED: June 4, 2010

HIARING & SMITH, LLP

11
12 By: 
13 VIJAY K. TORE (SBN 215079)
14 Attorneys for Plaintiff GATE FIVE
15 GROUP LLC dba ROOST

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