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8 Counsel for San Francisco Technology Inc.

9 United States District Court
 Northern District of California, Oakland Division

10 San Francisco Technology Inc.

Case No. 4:10-cv-1648-PJH-HRL

11 Plaintiff

**Stipulation and [~~Proposed~~] Order to Continue Motion Hearing
 and Briefing to Allow Time For Settlement**

12 vs.

13 The Brita Products Company

Date: July 6, 2011
 Time: 9:00 a.m.
 Room: Courtroom 3, 17th Floor
 Judge: Phyllis J. Hamilton

14 Defendant

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1 The parties stipulation and request that the court enter an order as follows:

2 1. The parties have reached a settlement which would result in the dismissal of this case
3 and avoid the need for motion practice. The parties request a continuance of dates relating to pending
4 motions to allow time for a formal settlement agreement to be executed.

5 2. Defendant Brita filed a motion to dismiss (Docket No. 22) on April 14, 2011 which
6 remains pending. In an order entered upon an earlier stipulation (Docket No. 21), the court set the
7 following schedule for that motion:

- 8 a. Opposition: Wednesday, June 1, 2011
- 9 b. Reply: Wednesday, June 8, 2011
- 10 c. Hearing: Wednesday, July 6, 2011 at 9:00 a.m.

11 3. The parties request that the court continue the opposition and reply date of the above
12 dates to allow time for the parties to execute a formal written settlement agreement and dismiss this
13 case. The parties request that the following dates be applied:

- 14 a. Opposition: Wednesday, June 15, 2011
- 15 b. Reply: Wednesday, June 22, 2011
- 16 c. Hearing (unchanged): Wednesday, July 6 2011 at 9:00 a.m.

17 The above-proposed schedule still provides the Court with full briefing two full weeks prior
18 to the hearing (pursuant to the Local Rules).

19 In accordance with General Order 45.X.B., Daniel H. Fingerman, counsel for SF Tech, attests
20 that each other signatory listed below has concurred in this filing.

21 Date: June 1, 2011

Mount, Spelman & Fingerman, P.C.,

/s/ Daniel H. Fingerman

Counsel for San Francisco Technology Inc.

24 Date: June 1, 2011

DLA Piper LLP (US)

/s/ Andrew P. Valentine

The Brita Products Company

26 Pursuant to stipulation, it is so ordered.

27 Date: 6/2/11

Phyllis J. Hamilton, U.S. District Judge



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Certificate of Service

The undersigned certifies that the foregoing document was filed using the court's electronic filing system (ECF). The ECF system serves a "Notice of Electronic Filing" to all parties and counsel who have appeared in this action, who have consented under to accept that Notice as service of this document.

Date: June 1, 2011

Mount, Spelman & Fingerman, P.C.,

/s/ Daniel H. Fingerman
Counsel for San Francisco Technology Inc.

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