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 NAUTILUS HYOSUNG AMERICA, INC. and  
 9 NAUTILUS HYOSUNG INC.

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 OAKLAND DIVISION

14 NAUTILUS HYOSUNG AMERICA, INC. and  
 NAUTILUS HYOSUNG INC.,  
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 16 Plaintiffs,  
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 18 v.  
 HANTLE, INC. (fka Hantle USA, Inc.),  
 18 GENMEGA, INC. (fka Huin, Inc.),  
 19 WON GEE LEE, and MYUNG WON SUH,  
 20 Defendants.

Case No. CV-10-2160-SBA (NJV)  
**STIPULATED REQUEST TO  
 MODIFY CASE MANAGEMENT  
 SCHEDULE AND ORDER**  
**Local Rule 7-1(b)**  
 Judge: Hon. Sandra B. Armstrong

22 WHEREAS, the Court previously granted Plaintiffs’ motion to extend the fact discovery  
 23 cut-off date until May 18, 2012 and to make related adjustments to other dates, given that the  
 24 parties have been discussing settlement and agreed to defer discovery so as to avoid incurring  
 25 litigation costs that would be unnecessary if the case is settled (Dkt. 173);

26 WHEREAS, the parties have exchanged several drafts of settlement agreements and  
 27 believe that they will be able to sign a final settlement agreement within the next several weeks;

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1           WHEREAS, the parties have agreed to continue to defer discovery so as to avoid  
2 incurring litigation costs that would be unnecessary if the case is settled;

3           WHEREAS, the parties have agreed that the discovery cut-off and expert disclosure dates  
4 should be vacated, so they will not need to engage in discovery while finalizing the settlement;

5           WHEREAS, the parties have agreed that it is premature to set new dates now since this  
6 depends on future developments, and there will be no need to set new dates if the settlement is  
7 finalized;

8           WHEREAS, the following extensions have been requested and granted in this case:

- 9           • The parties filed a stipulated request to extend the time to file a stipulation or motion  
10           regarding the filing of the Second Amended Complaint by one week (Dkt. 49), which  
11           was granted by the Court (Dkt. 52);
- 12           • The parties filed a stipulated request to extend the time for Defendants Won Gee Lee  
13           and Myung Won Suh to answer the Second Amended Complaint (Dkt. 67); after  
14           Myung Won Suh filed his Answer at the stipulated time, the parties filed a further  
15           stipulated request to extend the time for Won Gee Lee to file his answer (Dkt. 76),  
16           which the Court granted (Dkt. 77);
- 17           • Plaintiffs filed an unopposed motion seeking a five day extension to submit a joint  
18           letter brief concerning whether the Answer of Defendant Won Gee Lee should remain  
19           under seal in view of the Court's Order granting in part and denying in part  
20           Defendants' Motion for a Protective Order (Dkt. 107), which the Court granted (Dkt.  
21           108);
- 22           • Plaintiffs filed a motion to modify the Case Management Schedule on March 20, 2012  
23           (Dkt. 168), which this Court granted on March 26, 2012 (Dkt. 173)
- 24           • The Court granted the parties' stipulated request to extend the deadline for conducting  
25           the ENE Session (Dkt. 74, 87); and
- 26           • The Court granted the parties' three stipulated requests to extend the deadline for  
27           amending pleadings (Dkt. 137, 139, 142).

1 NOW THEREFORE, IT IS HEREBY STIPULATED and agreed by and between the  
2 parties, pursuant to Local Rule 7-1(b) and subject to the Court's approval, that the cut-off dates  
3 for fact and expert discovery and for expert disclosures are vacated. Within four weeks of the  
4 date that this Stipulation is approved by the Court, the parties shall either file a stipulated request  
5 to terminate this action in view of a final settlement agreement among them, or shall submit a  
6 Joint Status Report advising the Court on proposed adjustments to the case management schedule.

7 In addition to stipulating to the above, I, Grant L. Kim, attest that concurrence in the filing  
8 of this Stipulation has been obtained from Matthew H. Poppe, Counsel for Defendants Hantle,  
9 Inc., Won Gee Lee, and Myung Won Suh, and from Michael Li-Ming Wong, Counsel for  
10 Defendant Genmega, Inc.

11 Dated: May 17, 2012

ADAM A. LEWIS  
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12 By: /s/ Grant L. Kim  
13 Grant L. Kim

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16 Attorneys for Plaintiffs  
17 NAUTILUS HYOSUNG, INC.  
18 NAUTILUS HYOSUNG AMERICA,  
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Dated: May 17, 2012

MICHAEL LI-MING WONG  
THAD A. DAVIS  
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By: /s/ Rocky C. Tsai [as authorized]  
Rocky C. Tsai

Attorneys for Defendant  
GENMEGA, INC.

Dated: May 17, 2012

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By: /s/ Sarah C. Marriott [as authorized]  
Sarah C. Marriott

Attorneys for Defendants  
HANTLE, INC. [fka Hantle USA, Inc.]  
WON GEE LEE  
MYUNG WON SUH

**Order**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated:5/18/12

By:   
U.S. District Court Judge