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15 Attorneys for Defendants
16 Medfiler LLC, Alvin Rapp,
17 and Evan Rapp

18 **UNITED STATES DISTRICT COURT**
19 **NORTHERN DISTRICT OF CALIFORNIA**

20 POGA MGMT PTNRS LLC,
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22 Plaintiff,
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24 v.
25
26 MEDFILER LLC, d/b/a RPG
27 CONSULTANTS, ALVIN RAPP, EVAN
28 RAPP and DOES 1-20,
29
30 Defendants.

Case No. 4:12-cv-06087-SBA

**STIPULATION TO MODIFY BRIEFING
SCHEDULE ON DEFENDANTS' MOTION
TO DISMISS**

Before the Hon. Sandra Brown Armstrong
Courtroom 1, 4th Floor

Date of Removal: November 30, 2012

1 Whereas, the state court action titled *POGA MGMT PTNRS LLC v. Medfiler LLC, et al.*,
2 Superior Court Case No. CGC-12-524785, was removed to this Court on November 30, 2012;

3 Whereas, on January 17, 2013, Defendants filed a Motion to Dismiss Under FRCP
4 12(b)(2) for Lack of Personal Jurisdiction (“Motion to Dismiss”), setting the hearing date for
5 March 7, 2013;

6 Whereas the case was reassigned to Judge Armstrong on January 22, 2013, and the March
7 7, 2013, hearing date was vacated;

8 Whereas Defendants filed a Re-Notice of Motion to Dismiss Under FRCP 12(b)(2) for
9 Lack of Personal Jurisdiction, setting the hearing date for April 16, 2013 at 1 p.m.; and

10 Whereas the parties have agreed to modify the briefing schedule on Defendants’ Motion to
11 Dismiss as follows:

- 12 1. Plaintiff shall file an opposition on or before February 22, 2013, and
- 13 2. Defendants shall file a reply on or before March 22, 2013.

14 THE PARTIES HEREBY STIPULATE to the following:

- 15 1. Plaintiff shall file an opposition to Defendants’ Motion to Dismiss on or before
16 February 22, 2013, and
- 17 2. Defendants shall file a reply in support of Defendants’ Motion to Dismiss on or
18 before March 22, 2013.

19
20 DATED: January 25, 2013

KASOWITZ, BENSON, TORRES & FRIEDMAN LLP

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23 By: /s/ Christopher J. McNamara
Christopher J. McNamara

24 Attorneys for Defendants Medfiler LLC,
25 Alvin Rapp, and Evan Rapp
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DATED: January 25, 2013


CURIALE WILSON LLP

By: _____
Joseph C. Wilson

Attorneys for Plaintiff POGA MGMT PTNRS LLC

PURSUANT TO STIPULATION, IT IS SO ORDERED,

DATED: _1/29/13



Hon. Saundra Brown Armstrong
United States District Court Judge