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 ABBIGLIAMENTO SPORTIVO SRL and
 THEOFANIS PAPADAS

15 **UNITED STATES DISTRICT COURT**

16 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

17 GIANNI VERSACE, S.P.A. AND VERSACE
 USA, INC.,

18 Plaintiffs,

19 vs.

20 VERSACE 19.69 ABBIGLIAMENTO
 21 SPORTIVO, S.R.L, THEOFANIS PAPADAS,
 SUSAN VALERO, VALERO
 22 ENTERPRISES, INC., BRILLIANCE NEW
 YORK LLC, V1969 BH LLC, V1969
 23 VERSACE SMO LLC, V1969 VERSACE HG
 LLC, AND V1969 USA LLC,
 24

25 Defendants.

Case No. 4:16-cv-03617-HSG

**STIPULATION AND ~~PROPOSED~~
 SCHEDULING ORDER**

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1 Plaintiffs Gianni Versace, S.p.A. and Versace USA, Inc. (“Versace”) and Defendants
2 Versace 19.69 Abbigliamento Sportivo, S.r.l. and Theofanis Papadas (collectively, “Versace
3 19.69,” and together with Versace, the “Parties”), through their respective counsel of record,
4 hereby stipulate and agree as follows:

5 WHEREAS, on July 24, 2018, the Court entered an order granting Versace’s motion for
6 summary judgment, finding that a “permanent injunction is warranted,” and scheduling a case
7 management conference to discuss “a schedule for a bench trial regarding the amount of money
8 appropriately awarded in the form of infringer’s profits,” (ECF No. 261 at 30, 32);

9 WHEREAS, on August 27, 2018, the Court entered an order scheduling a bench trial to
10 commence on February 25, 2019, “regarding the amount of money appropriately awarded in the
11 form of infringer’s profits,” (ECF No. 267 at 2);

12 WHEREAS, on January 2, 2019, the Court entered a permanent injunction, enjoining
13 Versace 19.69 from, *inter alia*, “licensing or otherwise inducing any persons to use any Infringing
14 Marks in the United States,” (ECF No. 275 at 3);

15 WHEREAS, on January 10, 2019, the Court entered an order continuing the trial date in
16 this case (ECF No. 281);

17 WHEREAS, on February 1, 2019, Versace 19.69 filed a notice of appeal, appealing the
18 Permanent Injunction Order and Order Granting Versace’s Motion for Summary Judgment (ECF
19 No. 287);

20 WHEREAS, on February 6, 2019, the Court directed the Parties to meet and confer
21 regarding a schedule that would resolve this case before June 2019, and to submit a stipulation and
22 proposed order to the Court (ECF No. 290);

23 WHEREAS, the Parties are continuing to discuss whether they can resolve this case
24 without the need for a trial;

25 NOW, THEREFORE, the Parties agree to the following, subject to the Court’s approval:

26 1. The Parties are continuing to discuss whether they can resolve this case without the
27 need for a trial, and will update the Court regarding any progress in those discussions.

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1 2. The Parties agree to the following schedule, subject to the Court’s approval and
2 availability:

Date	Event
Tuesday, April 2, 2019	Parties to exchange exhibit lists, witness lists, and deposition designations
Tuesday, April 2, 2019	Parties to meet and confer re pretrial filings
Tuesday, April 9, 2019	Parties to file opening motions in limine
Tuesday, April 16, 2019	Parties to file opposition to motions in limine
Tuesday, April 16, 2019	Parties to file joint pretrial statement and trial briefs
Tuesday, April 30, 2019	Final Pretrial Conference
TBD at the Court's convenience ¹	Trial Commences

14 IT IS SO STIPULATED

16 DATED: February 12, 2019

MUNGER, TOLLES & OLSON LLP

18 By: /s/Rosemarie T. Ring
Rosemarie T. Ring
Attorneys for Gianni Versace, S.p.A. and Versace
USA, Inc.

20 DATED: February 12, 2019

INTELLECTUAL PROPERTY LAW GROUP LLP

22 By: /s/Otto O. Lee
Otto O. Lee
Attorneys for Versace 19.69 Abbigliamento Sportivo,
S.r.L and Theofanis Papadas

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28 ¹ Counsel for Versace 19.69 is unavailable from May 20 to May 22 due to pre-planned attendance at a professional conference.

1 ~~PROPOSED~~ ORDER

2 Pursuant to the foregoing stipulation between Plaintiffs Gianni Versace, S.p.A. and
3 Versace USA, Inc. (“Versace”) and Defendants Versace 19.69 Abbigliamento Sportivo, S.r.l. and
4 Theofanis Papadas (“VAS Defendants,” collectively, the “Parties”), and good cause appearing, the
5 Court hereby ORDERS:


6 1. The Parties shall promptly inform the Court if they are able to reach agreement to
7 resolve this action without the need for a trial.

8 2. The Court enters the following schedule:

Date	Event
Tuesday, April 2, 2019	Parties to exchange exhibit lists, witness lists, and deposition designations
Tuesday, April 2, 2019	Parties to meet and confer re pretrial filings
Tuesday, April 9, 2019	Parties to file opening motions in limine
Tuesday, April 16, 2019	Parties to file opposition to motions in limine
Tuesday, April 16, 2019	Parties to file joint pretrial statement and trial briefs
Tuesday, April 30, 2019 at 3:00 p.m.	Final Pretrial Conference
Monday, May 13, 2019 at 8:30 a.m.	Trial Commences

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20 IT IS SO ORDERED.

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23 DATED: February 13, 2019

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Honorable Haywood S. Gilliam Jr.
United States District Judge