

1 DOMINIC V. SIGNOROTTI, CA Bar No. 267712  
 2 dsignorotti@bpbsllp.com  
 3 BUCHMAN PROVINE BROTHERS SMITH LLP  
 4 2033 N. Main Street, Suite 720  
 Walnut Creek, California 94596  
 Telephone: 925 944 9700  
 Facsimile: 925 944 9701

5 *Attorneys for Plaintiff*

6 OTTO O. LEE, CA Bar No. 173987  
 olee@iplg.com  
 7 KEVIN VIAU, CA Bar No. 275556  
 kviau@iplg.com  
 8 INTELLECTUAL PROPERTY LAW GROUP LLP  
 9 12 South First Street, 12th Floor  
 San Jose, California 95113  
 Telephone: (408) 286-8933  
 10 Facsimile: (408) 286-8932

11 *Attorneys for Defendant*

12  
 13 **IN THE UNITED STATES DISTRICT COURT**  
 14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 15 **OAKLAND DIVISION**

16 MYSFYT, INC., a California corporation,

17 Plaintiff/Counterdefendant,

18 v.

19 JAMES LUM, an individual,

20 Defendant/Counterclaimant.

Case No.: 16-CV-03813-KAW

**STIPULATION TO STAY PROCEEDINGS  
 PENDING SETTLEMENT;  
 [PROPOSED] ORDER**

22 WHEREAS, Plaintiff/Counterdefendant Mysfyt, Inc. (“Plaintiff” and “Mysfyt”) and  
 23 Defendant/Counterclaimant James Lum (“Defendant” and “Lum”) (collectively the “Parties”) have  
 24 reached an agreement in principle for a settlement of this action;

25 WHEREAS, the Parties are continuing the process of finalizing a written settlement  
 26 agreement;

27 WHEREAS, the Parties previously stipulated to stay proceedings for settlement (Dkt. Nos.  
 28 38, 40, 42, 44, and 46), and the Court ordered such stays (Dkt. Nos. 39, 41, 43, 45, and 47).

1 WHEREAS, the Parties require additional time to finalize a full settlement, and anticipate  
2 the process to finalize settlement will be completed within thirty (30) days and that no further stay  
3 will be required;

4 WHEREAS, the Parties believe full settlement is very imminent, and wish not to burden the  
5 Court with unnecessary proceedings while the settlement process is completed; and

6 WHEREAS, a Further Case Management Conference is scheduled to take place on October  
7 17, 2017 at 1:30pm, with a Further Case Management Statement due October 10, 2017.

8 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and among the  
9 Parties, through their undersigned counsel, that the action be stayed for an additional period of thirty  
10 (30) days pending the finalization of the settlement agreement, and that the Further Case  
11 Management Conference scheduled on the Court's October 17, 2017 calendar be moved to  
12 November 21, 2017 with the Further Case Management Statement to be filed by November 14,  
13 2017.

14 IT IS SO STIPULATED AND AGREED.

15 Respectfully submitted,

16 Dated: October 10, 2017

17 INTELLECTUAL PROPERTY LAW GROUP LLP

18 By: /s/ Otto O. Lee

19 Otto O. Lee  
20 Kevin Viau  
21 12 South First Street, 12th Floor  
22 San Jose, California 95113  
23 Telephone: (408) 286-8933  
24 Facsimile: (408) 286-8932

25 *Attorneys for Defendant*

26 Dated: October 10, 2017

27 BUCHMAN PROVINE BROTHERS SMITH  
28 LLP

By: /s/ Dominic V. Signorotti \*

Dominic V. Signorotti  
2033 N. Main Street, Suite 720  
Walnut Creek, California 94596  
Telephone: 925 944 9700  
Facsimile: 925 944 9701

*Attorneys for Plaintiff*

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*\* Pursuant to Local Rule 5-1(i)(3), filing counsel attests that all other signatories listed, on whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.*

**PROPOSED ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 10/12/17

  
UNITED STATES MAGISTRATE JUDGE