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10 **IN THE UNITED STATES DISTRICT COURT**
 11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

12 U.S. COTTON, LLC

13 Plaintiff

14 vs.

15 A TO Z BEAUTY, LLC D/B/A
 16 CLIGANIC

17 Defendant.

Civil Action No.: 4:21-cv-02141-HSG

STIPULATION AND ORDER
REQUESTING RELIEF FROM CASE
DEADLINES AND SCHEDULING OF
CASE MANAGEMENT CONFERENCE

18 Pursuant to Civil Local Rule 16-2(d) and 7-12, and further to the telephonic conference
 19 with the Court on December 16, 2021 (ECF No. 46), and to the Court’s order dated January 4,
 20 2022 (ECF No. 50), Defendant A To Z Beauty, LLC d/b/a Cliganic (“Cliganic”) and Plaintiff
 21 U.S. Cotton, LLC (“USC”), hereby stipulate and respectfully request that the Court stay all
 22 deadlines in this matter for approximately 30 days, including continuance of all deadlines

1 currently established by this Court's Amended Scheduling Order (ECF No. 50), to provide the
 2 parties opportunity to complete the agreed settlement of this matter. A representative of each
 3 party has signed a short-form settlement agreement that is intended to resolve this case. The
 4 parties and counsel expect to reach a final agreement, and expect all conditions to be completed
 5 – including dismissal of this action – no later than February 4, 2022.
 6

7 There have been two prior stipulations and resulting orders (ECF No. 40, 50) affecting
 8 the court's scheduling orders.
 9

10 The parties and their counsel maintain there is good cause for this extension as the party
 11 representatives have reached a written settlement in principle, and they intend to promptly and
 12 completely resolve this matter without further undue litigation cost or burden to the Court.
 13

14 In the event the matter is not dismissed by February 4, 2022, the parties propose the
 15 following, amended schedule at this time:

EVENT	PROPOSED SCHEDULE
Rule 26(a)(1) Initial Disclosures	Complete
Disclosure of Asserted Claims and Infringement Contentions by Plaintiff (Patent L.R. 3-1 & 3-2)	Complete
Invalidity Contentions by Defendant (Patent L.R. 3-3 and 3-4)	Complete
Exchange of Proposed Terms for Claim Construction (Patent L.R. 4-1)	Complete
Exchange of Preliminary Constructions and Extrinsic Evidence (Patent L.R. 4-2)	February 11, 2022
Damages Contentions by Plaintiff (Patent L.R. 3-8)	February 18, 2022

1	Joint Claim Construction and Prehearing	February 25, 2022
2	Statement and Expert Reports for Claim	
3	Construction (Patent L.R. 4-3)	
4	Responsive Damages Contentions by Defendant	March 11, 2022
5	(Patent L.R. 3-9)	
6	Last Day to Amend Pleadings	March 25, 2022
7	Completion of Claim Construction Discovery	March 25, 2022
8	(Patent L.R. 4-4)	
9	Opening Claim Construction Brief by Plaintiff	April 8, 2022
10	(Patent L.R. 4-5(a))	
11	Responsive Claim Construction Brief by	April 22, 2022
12	Defendant (Patent L.R. 4-5(b))	
13	Reply Claim Construction Brief by Plaintiff	April 29, 2022
14	(Patent L.R. 4-5(c))	
15	Claim Construction Hearing	May 13, 2022 at 2p.m. or at the
16		Court's convenience
17	Issuance of Claim Construction/Pretrial Order	At the convenience of the Court
18	["PO"]	

Respectfully submitted,

RODENBAUGH LAW

Dated: January 6, 2022

By: 

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Attorneys for Plaintiff
U.S. Cotton, LLC

Dated: January 6, 2022

Respectfully submitted,

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Attorneys for Defendant
A TO Z BEAUTY, LLC D/B/A CLIGANIC

PURSUANT TO STIPULATION, IT IS SO ORDERED,


District Judge Haywood S. Gilliam Jr.

1/7/2022
Date