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5 Attorneys for Defendants
 6 FIRST DATA CORP., CARDSERVICE
 INTERNATIONAL, INC., and HUMBOLDT BANK
 7

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION

12 PERFECT 10, INC., a California corporation,
 13 Plaintiff,

14 v.

15 VISA INTERNATIONAL SERVICE
 ASSOCIATION; FIRST DATA CORP., a
 16 corporation; CARDSERVICE
 INTERNATIONAL, INC., a corporation;
 17 MASTERCARD INTERNATIONAL
 INCORPORATED, a corporation;
 18 HUMBOLDT BANK, a national banking
 association; and DOES 1 through 100,
 19 inclusive,

20 Defendants.

Case No. C 04 0371 JW (PVT)

**STIPULATION AND [PROPOSED]
 ORDER RE HEARING ON MOTION TO
 DISMISS AND CASE MANAGEMENT
 CONFERENCE**

23 Plaintiff Perfect 10, Inc. and Defendants Visa International Service Association, First
 24 Data Corp., Cardservice International, Inc., MasterCard International Incorporated and Humboldt
 25 Bank (collectively, "Defendants") respectfully submit the following stipulation:

26 WHEREAS, Defendants' joint motion to dismiss is currently set for hearing on June 11,
 27 2004; and

28 WHEREAS, the parties' Case Management Conference is currently set for July 19, 2004;

1 and

2 WHEREAS, the parties have discussed with the Court's clerk moving the date for the
3 hearing on the motion to dismiss and the case management conference,

4 NOW, THEREFORE, for good cause plaintiff and defendants hereby stipulate and agree,
5 through their attorneys, to the following:

6 1. The hearing on Defendants' motion to dismiss shall be on June 28, 2004 at 9:00
7 a.m.

8 2. The parties' case management conference shall be on July 26, 2004 at 10:00 a.m.

9 IT IS SO AGREED.

10

11 Dated: May 20, 2004

KING, HOLMES, PATERNO &
BERLINER, LLP

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By: _____ /s/

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HOWARD E. KING
STEPHEN D. ROTHSCHILD
Attorneys for Plaintiff
PERFECT 10, INC.

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18 Dated: May 20, 2004

KEKER & VAN NEST, LLP

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21

By: : _____ /s/

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MICHAEL H. PAGE
R. JAMES SLAUGHTER
Attorneys for Defendants
FIRST DATA CORP., CARDSERVICE
INTERNATIONAL, INC., and
HUMBOLDT BANK

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Dated: May 20, 2004

TOWNSEND AND TOWNSEND AND
CREW LLP

By: : _____ /s/

DANIEL J. FURNISS
MARK T. JANSEN
JOHN C. BAUM
Attorneys for Defendant
VISA INTERNATIONAL SERVICE
ASSOCIATION

Dated: May 20, 2004

WINSTON & STRAWN LLP

By: : _____ /s/

ANDREW P. BRIDGES
Attorneys for Defendant
MASTERCARD INTERNATIONAL
INCORPORATED

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: May __, 2004

The Honorable James Ware
United States District Judge