Case 5:04-cv-00371-JW Document 37 Filed 07/19/2004 Page 1 of 3 HOWARD E. KING (State Bar No. 077012) STEPHEN D. ROTHSCHILD (State Bar No. 132514) KING, HOLMES, PATERNO & BERLINER, LLP 1900 Avenue of the Stars, 25<sup>th</sup> Floor 1 2 Los Angeles, CA 90067 Telephone: (310) 282-8989 3 4 Fax: (310) 282-8903 5 JEFFREY N. MAUSNER (State Bar No. 122385) JOHN R. YATES (State Bar No. 120344) 6 BERMAN, MAUSNER & RESSER 11601 Wilshire Boulevard, Suite 600 Los Angeles, California 90025-1742 Telephone: (310) 473-3333 Facsimile: (310) 473-8303 7 8 E-mail: JeffMausner@bmrlaw.com 9 DANIEL J. COOPER (State Bar No. 198460) 10 General Counsel, Perfect 10, Inc. RANDY LEWIS (State Bar No. 210444) 11 Associate General Counsels, Perfect 10, Inc. 12 Attorneys for Plaintiff PERFECT 10, INC. 13 UNITED STATES DISTRICT COURT 14 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION 15 16 Case No. 04-00371 JW (PVT) PERFECT 10, INC., a California corporation, 17 Plaintiff, 18 STIPULATION AND ORDER TO EXTEND TIME TO FILE 19 V. CASE MANAGEMENT VISA INTERNATIONAL SERVICE 20 CONFERENCE REPORT ASSOCIATION; FIRST DATA CORP, a corporation; CARDSERVICE)
INTERNATIONAL, INC., a
corporation; MASTERCARD
INTERNATIONAL
INTERNATIONAL AND TO CONTINUE THE CASE 21 MANAGEMENT CONFERENCE 22 \*MODIFIED BY THE COURT INCORPORATED, a corporation; HUMBOLDT BANK, a national 23 banking association; and DOES 1 24 through 100, inclusive, 25 Defendants. 26 27 28

1 Whereas on July 9, 2004, the Court heard argument on Defendants' motion to 2 Dismiss, but has not yet rendered a ruling; 3 Whereas the Case Management Conference Report is due on July 16, 2004; 4 Whereas the Case Management Conference is currently scheduled for July 26, 5 2004: 6 Whereas the subject matter of the Case Management Conference and the 7 Report will be dependent on the outcome of Defendants' motion to dismiss; 8 It is hereby stipulated between Plaintiff Perfect 10, Inc. ("Perfect 10" or 9 "plaintiff"), and defendants Visa International Service Association ("Visa"); First 10 Data Corp ("FDC"); Cardservice International, Inc. ("CSI"); MasterCard 11 International Incorporated ("MasterCard"); Humboldt Bank ("Humboldt"): 12 1. The Case Management Conference Report shall be filed no later than 13 one month after the Court issues a final ruling on Defendants' Motion to Dismiss; 14 2. The Case Management Conference shall be continued to a date to be 15 determined by the Court. 16 17 Dated: July 15, 2004 By: /s/ 18 Randall Lewis Attorney for Plaintiff, PERFECT 10, INC. 19 20 Dated: July 15, 2004 Bv: /s/ Andrew Bridges 21 Attorney for Defendant MasterCard International Incorporated 22 By: /s/ Michael Page Dated: July 15, 2004 23 Attorney for Defendants First Data Corp., 24 Cardservice International, Inc., and Humboldt Bank 25 Dated: July 15, 2004 By: /s/ 26 Mark Jansen Attorney for Defendant Visa International Service Association 27 28