

1 P. CRAIG CARDON, State Bar No. 168646
 BRIAN R. BLACKMAN, State Bar No. 196996
 2 KENDALL M. BURTON, State Bar No. 228720
 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP
 3 Four Embarcadero Center, 17th Floor
 San Francisco, California 94111-4106
 4 Telephone: (415) 434-9100
 Facsimile: (415) 434-3947

E-FILED 5/13/05

5 TIMOTHY H. KRATZ, (*Admitted Pro Hac Vice*)
 6 LUKE ANDERSON, (*Admitted Pro Hac Vice*)
 MCGUIRE WOODS, LLP
 7 1170 Peachtree Street, N.E., Suite 2100
 Atlanta, Georgia 30309
 8 Telephone: (404) 443-5500
 Facsimile: (404) 443-5751

9 Attorneys for Plaintiff/Counterdefendant,
 10 Digital Envoy, Inc.

11 DAVID H. KRAMER, State Bar No. 168452
 STEPHEN C. HOLMES, State Bar No. 200727
 12 WILSON SONSINI GOODRICH & ROSATI
 Professional Corporation
 13 650 Page Mill Road
 Palo Alto, CA 94304-1050
 14 Telephone: (650) 493-9300
 Facsimile: (650) 565-5100

15 Attorneys for Defendant/Counterclaimant
 16 Google Inc.

17
 18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA
 20 SAN JOSE DIVISION

22	DIGITAL ENVOY, INC.,)	CASE NO.: C 04 01497 RS
)	
23	Plaintiff/Counterdefendant,)	STIPULATION AND [PROPOSED]
)	ORDER TO EXTEND TIME TO
24	v.)	FILE MOTIONS TO COMPEL
)	DISCOVERY
25	GOOGLE INC.,)	
)	
26	Defendant/Counterclaimant.)	
)	
27)	
)	

1 WHEREAS, the fact discovery cut-off in this action was April 29, 2005;

2 WHEREAS, pursuant to Civil L.R. 26-2, all motions to compel discovery are due on or
3 before May 10, 2005;

4 WHEREAS, the parties have agreed to extend the deadline to file motions to compel to
5 discovery until May 17, 2005;

6 NOW THEREFORE, the parties, through their respective counsel, hereby stipulate to and
7 request an order extending time to file motions to compel discovery until May 17, 2005.

8

9 Dated: May 13, 2005

MCGUIRE WOODS, LLP

10

By: /s/ Timothy H. Kratz
Timothy H. Kratz

11

Attorneys for Plaintiff and Counterdefendant
DIGITAL ENVOY, INC.

12

13

14

15 Dated: May 13, 2005

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

16

By: /s/ David H. Kramer
David H. Kramer

17

18

Attorneys for Defendant and Counterclaimant
GOOGLE INC.

19

20

21

22 Based on the foregoing, and good cause appearing therefore, the deadline to file any
23 motions to compel discovery in this action is extended to May 17, 2005.

24 PURSUANT TO STIPULATION, IT IS SO ORDERED.

25

26 Dated: May 13, 2005

/s/ Richard Seeborg
HONORABLE RICHARD SEEBORG
UNITED STATES DISTRICT COURT
MAGISTRATE JUDGE

27

28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATION

I, David H. Kramer, am the ECF User whose identification and password are being used to file the Stipulation and [Proposed] Order to Extend Time to File Motions to Compel Discovery. In compliance with General Order 45.X.B, I hereby attest that all parties have concurred in this filing.

DATED: May 13, 2005

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

By: /s/ David H. Kramer
David H. Kramer

Attorneys for Defendant / Counterclaimant
GOOGLE INC.