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UNITED STATES DISTRICT COURT

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NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

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12 CLRB HANSON INDUSTRIES, LLC d/b/a
 INDUSTRIAL PRINTING, and HOWARD
 13 STERN, on behalf of themselves and all others
 similarly situated,

14 Plaintiffs,

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v.

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GOOGLE, INC.,

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18 Defendant.

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WHEREAS, on August 21, 2007, the Court entered an Order Denying Plaintiffs' Motion
 21 For Partial Summary Judgment; Granting In Part And Denying In Part Defendant's Motion For
 22 Summary Judgment ("August 21, 2007 Order"), and therein ordered that the parties "appear for a
 23 Case Management Conference on September 17, 2007, at 10 AM" and "meet and confer and file
 24 a joint case management statement no later than ten (10) days before the date of the conference";

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WHEREAS, the parties have conferred and agreed to enter into private mediation, and
 26 further agree that judicial economy would best be served by continuing the September 17, 2007
 27 Case Management Conference, and the associated deadline to file a joint case management
 28 statement; and

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CASE NO. C O5-03649 JW

**STIPULATION AND [PROPOSED]
ORDER CONTINUING CASE
MANAGEMENT CONFERENCE**

1 WHEREAS, all previous time modifications in the case are as follows:

- 2 • On or about September 15, 2005, the parties filed a stipulation to extend the time
3 for defendant Google Inc. (“Google Inc.”) to respond to the Complaint by 30
4 days;
- 5 • On November 22, 2005, the parties filed a stipulation for extension of time for
6 Google Inc. to respond to the First Amended Complaint;
- 7 • On January 5, 2006, the Court ordered, pursuant to the parties’ stipulation, that
8 the parties’ joint case management statement deadline be continued to April 21,
9 2006, and the initial case management conference be set for May 1, 2006;
- 10 • On January 31, 2006, the Court, on its own motion, continued the hearing date for
11 Google Inc.’s Motion to Dismiss to March 13, 2006;
- 12 • On February 21, 2006, the Court ordered, pursuant to the parties’ stipulation, that
13 the hearing date for Google Inc.’s Motion to Dismiss be continued to April 3,
14 2006, the deadline to file the joint case management statement be advanced to
15 March 24, 2006, and that the case management conference be advanced to April
16 3, 2006;
- 17 • On August 1, 2006, the Court ordered, pursuant to Google Inc.’s Motion to
18 Enlarge Time and Clarify Court Order, that the deadline for Google Inc. to depose
19 plaintiffs CLRB Hanson Industries, LLC, d/b/a Industrial Printing, and Howard
20 Stern (“Plaintiffs”) is extended to August 17, 2006;
- 21 • On August 16, 2006, the Court ordered, pursuant to Plaintiffs’ Motion to Enlarge
22 Time, that the hearing for the motion for partial summary judgment be continued
23 to November 6, 2006;
- 24 • On March 15, 2007, the Court ordered, pursuant to the parties’ joint request, that
25 the hearing on Plaintiffs’ Motion for Partial Summary Judgment and Google
26 Inc.’s Motion for Summary Judgment be continued to June 11, 2007; and
- 27 • On June 5, 2007, the Court ordered, on its own motion, that the hearing on the
28 parties’ summary judgment motions be continued to June 21, 2007.

1 THE PARTIES THEREFORE STIPULATE and respectfully request that the Court
2 continue the presently set September 17, 2007 Case Management Conference to December 3,
3 2007, at 10:00 a.m., or as soon thereafter as the Court's schedule will allow, and that the
4 associated deadline to file a joint case management statement be continued accordingly.

5 DATED: September 5, 2007 PERKINS COIE LLP

6 By _____ /S/
7 M. Christopher Jhang
8 Attorneys for Defendant,
9 Google Inc.

9 DATED: September 5, 2007 AUDET & PARTNERS LLP

10 By _____ /S/
11 Joshua C. Ezrin
12 Attorneys for Plaintiffs
13 CLRB Hanson Industries, LLC,
14 dba Industrial Printing, and Howard Stern and the
15 Proposed Class

15 **ORDER**

17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

19 DATED: _____, 2007
20 _____
21 Honorable James Ware
22 United States District Court Judge
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