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 16 Attorneys for Defendants SCHWARZENEGGER and LOCKYER

E-FILED - 10/18/07

17 Additional counsel for Defendants RICHARD DOYLE, GEORGE
 18 KENNEDY, and ANN MILLER RAVEL listed on signature page

19 UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

20 VIDEO SOFTWARE DEALERS
 21 ASSOCIATION and ENTERTAINMENT
 SOFTWARE ASSOCIATION,
 22 Plaintiffs,

23 vs.

24 ARNOLD SCHWARZENEGGER, in his official
 capacity as Governor of the State of California;
 25 BILL LOCKYER, in his official capacity as
 Attorney General of the State of California;
 26 GEORGE KENNEDY, in his official capacity as
 Santa Clara County District Attorney, RICHARD
 27 DOYLE, in his official capacity as City Attorney
 for the City of San Jose, and ANN MILLER
 28 RAVEL, in her official capacity as County
 Counsel for the County of Santa Clara,
 29 Defendants.

CASE NO. C 05-4188 RMW (RS)

STIPULATION AND ~~PROPOSED~~ ORDER
 TO CONTINUE HEARING ON MOTION
 FOR ATTORNEYS' FEES AND COSTS

Date: November 30, 2007
 Time 9:00 a.m.

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WHEREAS, on August 28, 2007, Plaintiffs filed a Motion for Attorneys' Fees and Costs in the above-captioned case ("Plaintiffs' Motion"); and

WHEREAS, a hearing is currently scheduled on Plaintiffs' Motion on October 19, 2007; and

WHEREAS, the parties have not previously stipulated to moving the hearing date on Plaintiffs' Motion; and

WHEREAS, the parties are engaged in ongoing settlement negotiations in attempt to resolve Plaintiffs' Motion; and


WHEREAS, for the convenience of the parties and to conserve the resources of the Court, the parties have agreed to continue the hearing on Plaintiffs' Motion to November 30, 2007;

NOW THEREFORE, subject to the approval of the Court, pursuant to Civil Local Rule 7-7(b)(1) IT IS HEREBY STIPULATED THAT :

The Court shall hear oral argument on Plaintiffs' Motion for Attorneys' Fees and Costs on November 30, 2007.

DATED: October 16, 2007

GIBSON, DUNN & CRUTCHER LLP
JENNER & BLOCK LLP

By: 
Katherine A. Fallow

Attorneys for Plaintiffs VIDEO SOFTWARE DEALERS ASSOCIATION (now known as the Entertainment Merchants Association) and ENTERTAINMENT SOFTWARE ASSOCIATION

DATED: October 16, 2007

OFFICE OF THE ATTORNEY GENERAL

By: _____
Zackery P. Morazzini
Deputy Attorney General

Attorneys for Defendants SCHWARZENEGGER and LOCKYER

2 WHEREAS, on August 28, 2007, Plaintiffs filed a Motion for Attorneys' Fees and Costs in
3 the above-captioned case ("Plaintiffs' Motion"); and

4 WHEREAS, a hearing is currently scheduled on Plaintiffs' Motion on October 19, 2007; and

5 WHEREAS, the parties have not previously stipulated to moving the hearing date on
6 Plaintiffs' Motion; and

7 WHEREAS, the parties are engaged in ongoing settlement negotiations in attempt to resolve
8 Plaintiffs' Motion; and

9 WHEREAS, for the convenience of the parties and to conserve the resources of the Court, the
10 parties have agreed to continue the hearing on Plaintiffs' Motion to November 30, 2007;

11 NOW THEREFORE, subject to the approval of the Court, pursuant to Civil Local Rule 7-
12 7(b)(1) IT IS HEREBY STIPULATED THAT :

13 The Court shall hear oral argument on Plaintiffs' Motion for Attorneys' Fees and Costs on
14 November 30, 2007.

15 DATED: October 16, 2007


GIBSON, DUNN & CRUTCHER LLP
JENNER & BLOCK LLP

17 By: _____
18 Katherine A. Fallow

19 Attorneys for Plaintiffs VIDEO SOFTWARE
20 DEALERS ASSOCIATION (now known as the
21 Entertainment Merchants Association) and
ENTERTAINMENT SOFTWARE ASSOCIATION

22 DATED: October 16, 2007

OFFICE OF THE ATTORNEY GENERAL

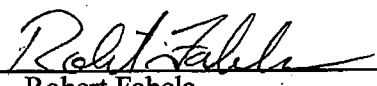
23
24 By:  _____
25 Zackery P. Morazzini
26 Deputy Attorney General

27 Attorneys for Defendants SCHWARZENEGGER and
28 LOCKYER
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DATED: October 16, 2007

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By: 
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Sr. Deputy City Attorney

Attorneys for Defendant RICHARD DOYLE

DATED: October 16, 2007

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By: _____
David M. Rollo
Deputy County Counsel

Attorneys for Defendants GEORGE KENNEDY and
ANN MILLER RAVEL

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED that the Court shall hear oral argument on Plaintiffs' Motion for Attorneys' Fees and Costs on November 30, 2007.

DATED: 10/18/07


Honorable Ronald M. Whyte
United States District Court Judge

1 DATED: October 16, 2007

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7 By: _____
Robert Fabela
Sr. Deputy City Attorney

8 Attorneys for Defendant RICHARD DOYLE

9
10 DATED: October 16, 2007

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David M. Rollo
Deputy County Counsel

16 Attorneys for Defendants GEORGE KENNEDY and
17 ANN MILLER RAVEL

18
19 **[PROPOSED] ORDER**

20 PURSUANT TO STIPULATION, IT IS SO ORDERED that the Court shall hear oral
21 argument on Plaintiffs' Motion for Attorneys' Fees and Costs on November 30, 2007.

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Honorable Ronald M. Whyte
United States District Court Judge