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5 6 7 8 9	Richard B. Kendall (90072) Richard M. Simon (240530) Julie A. Mandelsohn (252640) 1800 Avenue of the Stars, Suite 900 Los Angeles, California 90067-4276 Telephone: (310) 277-1010 Facsimile: (310) 203-7199  Attorneys for Defendants Harmonix Music Systems, Inc., Viacom International Inc. and Electronic Arts Inc. STRANGE & CARPENTER Brian R. Strange (103252) Gretchen Carpenter (180525) 12100 Wilshire Blvd, Suite 1900 Los Angeles, CA 90025 Telephone: (310) 207-5055 Facsimile: (310) 826-3210  Attorneys for Plaintiffs Monte Morgan and F. Jason Vasquez  UNITED STATES  NORTHERN DISTRI	c.  DISTRICT COURT ICT OF CALIFORNIA
16 17	MONTE MORGAN and F. JASON  VASQUEZ, on behalf of themselves and all  )	Case No. CV 08 5211 BZ  Case assigned to Hon. Bernard Zimmerman
18 19	)	STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME TO RESPOND TO FIRST AMENDED COMPLAINT
20	HARMONIX MUSIC SYSTEMS, INC., a	Complaint Filed: November 18, 2008
21	corporation; MTV NETWORKS, a division of ) VIACOM INTERNATIONAL, INC., a ) corporation; ELECTRONIC ARTS INC., a )	First Amended Complaint Filed: December 23, 2008
22		
23	Defendants.	
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IRELL & MANELLA LLP A Registered Limited Liability Law Partnership Including Professional Corporations	STIPULATION & [PROPOSED] ORDER TO EXT	END TIME TO RESPOND TO FIRST AMENDED

WHEREAS Plaintiffs Monte Morgan and F. Jason Vasquez ("Plaintiffs") filed a Complaint against Harmonix Music Systems, Inc., MTV Networks, a division of Viacom International Inc., and Electronic Arts Inc. (collectively, "Defendants") on November 18, 2008.

WHEREAS this Court entered an order dated December 10, 2008, providing that "the time for each defendant to move, answer, or otherwise respond to the Complaint in this Action, Case No. CV 08-5211 BZ, is extended through January 15, 2009."

WHEREAS Defendants served counsel for Plaintiffs with a Civil Code § 1782(e)

Compliance Communication on December 18, 2008 addressing possible resolution of Plaintiffs' claims under the California Consumer Legal Remedies Act, California Civil Code Section 1780 et seq.

WHEREAS Plaintiffs filed a First Amended Complaint against Defendants on December 23, 2008.

WHEREAS this Court entered an order dated January 8, 2009, providing that "the time for each defendant to move, answer, or otherwise respond to the First Amended Complaint in this Action, Case No. CV 08-5211 BZ, is extended through January 29, 2009."

WHEREAS this Court entered an order dated January 27, 2009, providing that "the time for each defendant to move, answer, or otherwise respond to the First Amended Complaint in this Action, Case No. CV 08-5211 BZ, is extended through February 12, 2009."

WHEREAS counsel for Defendants and counsel for Plaintiffs have been in communication regarding a possible resolution of this case.

WHEREAS the extension will allow for further communications between counsel for Plaintiffs and counsel for Defendants in order to pursue a possible resolution of this case, which the parties believe will serve the interests of judicial efficiency and conservation of resources.

IT IS HEREBY STIPULATED between the parties to this action, by and through their undersigned attorney, that:

1. The time for Defendants to file their response to the First Amended Complaint is extended through close of business on March 16, 2009. Following execution of this Stipulation, counsel for Defendants shall promptly file it with the Court.

2. Nothing herein amounts to or shall be construed as a waiver by any Defendant of			
any right to move to dismiss the First Amended Complaint filed in this action on any applicable			
grounds, including without limitation, for lack of personal jurisdiction.			
$_{4}\left\Vert \right\Vert$			
Dated: February 10, 2009 IRELL & Richard	& MANELLA LLP B. Kendall		
	M. Simon Mandelsohn		
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^ I	/s/ Richard B. Kendall hard B. Kendall*		
Atto	orneys for Defendants monix Music Systems, Inc., Viacom		
Inte	rnational, Inc. & Electronic Arts Inc.		
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	GE & CARPENTER Strange		
Gretcher	n Carpenter		
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16 By:	/s/ Brian R. Strange		
Brid	an R. Strange orneys for Plaintiffs		
	nte Morgan & F. Jason Vasquez		
$_{19}$ $\parallel$ * I, Richard B. Kendall, am the ECF user whose ID and p	# I D' 1 1 D IZ 1 11		
Stipulation and [Proposed Order]. In compliance with General Order 45.X.B, I hereby attest that			
Brian R. Strange has concurred with this filing.			
ΙΦΦΛΦΛΩΕΝΙ ΛΌΝΕΡ			
<u>   FROFOSED  ORDER</u>			
Good cause appearing, IT IS HERED I ORDERED that the time for each defendant to			
move, answer, or otherwise respond to the Prist Amended Complaint in this Action, Case No. CV			
00-3211 BZ, is extended unough March 10, 2003.			
27 Dated:			
Hon. Be	rnard Zimmerman ate Judge, United States District Court		
6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26	any right to move to dismiss the First Amended Complain grounds, including without limitation, for lack of personal Dated: February 10, 2009  By: Richard Richard Julie A.  By: Richard Julie A.  By: Brian R. Gretcher  * I, Richard B. Kendall, am the ECF user whose ID and proposed Order]. In compliance with Gretain R. Strange has concurred with this filing.    PROPOSEDI OR Good cause appearing, IT IS HEREBY ORDERED move, answer, or otherwise respond to the First Amended 08-5211 BZ, is extended through March 16, 2009.    Dated:		