SAMUELSON LAW, TECHNOLOGY & PUBLIC POLICY CLINIC JASON M. SCHULTZ (SBN 212600) JENNIFER A. LYNCH (SBN 240701) DOMENIC IPPOLITO ( <i>Application for</i> <i>Student Practice Pending</i> ) HARI O'CONNELL ( <i>Application for</i> <i>Student Practice Pending</i> ) UC Berkeley Law School 389 Simon Hall Berkeley, CA 94720 Telephone: (510) 642-7515 Facsimile: (510) 643-4625 jlynch@law.berkeley.edu Attorneys for <i>Amicus Curiae</i> Electronic Frontier Foundation	*E-filed 4/3/08*
UNITED STATES D NORTHERN DISTRIC	
SAN JOSE I	
COUPONS, INC., Plaintiff, v. JOHN STOTTLEMIRE and DOES 1-10, Defendants.	Case No. 5:07-CV-03457 HRL STIPULATION AND (PROPOSED) ORDER TO CONTINUE HEARING DATE ON DEFENDANT'S MOTION TO DISMISS TO MAY 13, 2008 Date: May 6, 2008 [N.D. Cal. Local Rule 6-2]
1 STIPULATION AND [ <del>PROPOSED</del> ] ORD	Case No. 5:07-CV-03457 HRL

ON DEFENDANT'S MOTION TO DISMISS TO MAY 13, 2008

<ul> <li>date on Defendant John Stottlemire's Motion to Dismiss, currently scheduled by the Court for</li> <li>May 6, 2008, by one week to May 13, 2008.</li> <li>WHEREAS, on December 27, 2007, Plaintiff Coupons, Inc. filed its Second</li> <li>Amended Complaint;</li> <li>WHEREAS, on February 26, 2008, Defendant Stottlemire filed a Motion to</li> <li>Dismiss For Failure to State a Claim On Which Relief Can Be Granted;</li> <li>WHEREAS, on March 25, 2008, Amicus Curiae Electronic Frontier Foundation</li> <li>(EFF) filed Motions for Leave to File an Amicus Curiae Brief and for Leave to Appear and</li> <li>Participate in Oral Argument in support of Defendant's Motion.</li> <li>WHEREAS, on March 31, 2008, the Court granted EFF's two motions and</li> <li>ordered the brief to be filed;</li> <li>WHEREAS, on March 31, 2008, the Court signed a stipulation and order</li> <li>allowing Plaintiff to file its Opposition to the Motion to Dismiss on April 4, 2008, and allowing</li> <li>Defendant to file his Reply on April 11, 2008, and moving the hearing date on the Motion to</li> <li>May 6, 2008;</li> <li>WHEREAS, as stated in the accompanying Declaration of Jennifer Lynch, EFF's</li> <li>attorneys, Jennifer Lynch and Jason Schultz, are both scheduled to attend a conference out of</li> <li>town during the week of May 5, 2008;</li> <li>//</li> <l< th=""><th>1</th><th>Amicus Curiae Electronic Frontier Foundation, Plaintiff Coupons, Inc., and</th></l<></ul>	1	Amicus Curiae Electronic Frontier Foundation, Plaintiff Coupons, Inc., and					
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	28	// 2 Case No. 5:07-CV-03457 HRL					

IT IS HEREBY STIPULA	ATED	by and between the parties hereto that the hearing			
date on the Motion to Dismiss be continu	ued to ]	May 13, 2008.			
DATED: April 3, 2008	By:	/s/ Ionnifor A Lynch			
	Ъу. <u></u>	/s/ Jennifer A. Lynch			
		Jennifer A. Lynch Samuelson Law, Technology & Public Policy Clinic at U.C. Berkeley Law School			
		Attorney for Amicus Curiae Electronic Frontier Foundation (Supervising Attorney)			
	By:_	/s/ Carly Alameda			
		Carly Alameda Farella Braun & Martel			
		Attorneys for Plaintiff COUPONS, INC.			
	By:	/s/ John Stottlemire			
		John Stottlemire Defendant, pro se			
	OF	RDFR			
<b>ORDER</b> Good cause appearing therefor, IT IS HEREBY ORDERED that the hearing on					
Defendant's Motion to Dismiss is CONTINUED to May 13, 2008 at 10:00 am (Courtroom 2, Fifth Floor of United States District Court in San Jose, California).					
PURSUANT TO STIPULATION, IT IS SO ORDERED					
TORSOANT TO STILL	LATIO	N, 11 IS SO ORDERED			
DATED:, 2008					
	By:_	The Honorable Howard R. Lloyd United States Magistrate Judge			
		2			
		3 Case No. 5:07-CV-03457 HI			

STIPULATION AND [PROPOSED] ORDER TO CONTINUE HEARING DATE ON DEFENDANT'S MOTION TO DISMISS TO MAY 13, 2008