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6 Attorneys for Plaintiff  
 7 BAY SALES, INC.

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 SAN JOSE DIVISION

12 BAY SALES, INC., a California corporation  
 13 Plaintiff,  
 14 vs.  
 15 TRIPOD TECHNOLOGY CORPORATION, a  
 16 Taiwanese corporation and DOES 1 to 10,  
 17 Defendants.

Case No. C07-03702 JW

**STIPULATION AND [XXXXXXXXXXXXX]  
 ORDER RE DISCOVERY DEADLINES**

19 WHEREAS, following a July 24, 2008 order granting in part Bay Sales' motion to compel  
 20 further discovery ("July 24 Order") Tripod produced further documents and supplemental  
 21 interrogatory responses on August 15, 2008 and October 18, 2008; and

22 WHEREAS, pursuant to a Stipulation and Order entered by Magistrate Judge Trumbull on  
 23 December 29, 2008, Bay Sales's deadline to make a motion with respect to Tripod's August 15,  
 24 2008 production and responses is January 23, 2009; and

25 WHEREAS, the parties are still engaged in the meet and confer process and wish to further  
 26 extend Bay Sales's time to make a motion; and  
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1 WHEREAS, pursuant to a case management order entered by Judge Ware on January 7,  
2 2009, all dispositive motions are to be heard on March 30, 2009.

3 IT IS HEREBY STIPULATED by and between Bay Sales and Tripod, subject to the  
4 approval of the Court, that:

5 1. Bay Sales's deadline to make a motion with respect to Tripod's August 15, 2008  
6 production and responses shall be extended to March 23, 2009. The parties agree to continue the  
7 meet and confer process with respect to the issues which may be the subject of this motion and  
8 Bay Sales agrees that it shall inform Tripod in writing, at least two business days prior to filing a  
9 motion to compel, that the meet and confer process has ended and that it intends to proceed with  
10 the filing of a motion to compel.

11 DATED: January 16, 2009

\_\_\_\_\_/s/  
John W. Fowler  
Attorneys for Plaintiff  
BAY SALES, INC.

14 DATED: January 16, 2009

\_\_\_\_\_/s/  
Michael K. Maher  
Attorneys for Defendant  
TRIPOD TECHNOLOGY CORPORATION

19 PURSUANT TO STIPULATION, IT IS SO ORDERED:

21 DATED: January 20, 2009

  
\_\_\_\_\_  
Honorable Patricia Trumbull  
United States Magistrate Judge

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