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Attorneys for Defendants

Akanoc Solutions, Inc.,

Managed Solutions Group, Inc.

and Steve Chen

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

LOUIS VUITTON MALLETIER, S.A.,

Plaintiff,

vs.

AKANOC SOLUTIONS, INC., et al.,

Defendants.

) Case No.: C 07-3952 JW (HRL)

)  
) **DEFENDANTS' OPPOSITION**  
) **TO VUITTON'S MOTION FOR**  
) **SHORTENING OF TIME TO HEAR**  
) **MOTION FOR MODIFICATION OF**  
) **ORDER FOR INSPECTION AND**  
) **SANCTIONS**

1 Defendants Akanoc Solutions, Inc., Managed Solutions Group, Inc. and Steve Chen hereby  
2 oppose Plaintiff Louis Vuitton Malletier's Motion for Shortening of Time to Hear its Motion for  
3 Modification of Order for Inspection and Sanctions. Vuitton's Motion for Shortening of Time,  
4 requesting that the Court advance the hearing date on its Motion for Modification from May 26,  
5 2009 to May 12, 2009, should be denied because (1) Defendants require sufficient time to properly  
6 oppose Vuitton's complicated and technical motion and (2) because Vuitton's Motion for Shortening  
7 of Time should be denied under Local Rules 7-2(a), 7-3(a) and 7-3(c).

8 The Court should deny Vuitton's Motion for Shortening of Time so that Defendants have  
9 sufficient time to properly respond to Vuitton's Motion for Modification of Order. Vuitton's  
10 Motion for Modification of Order, comprised of 54 pages, including attachments, makes a number of  
11 arguments and assertions about Defendants' computer systems and databases that require a detailed  
12 and technical response. Defendants have filed their Motion for Shortening of Time on April 16,  
13 2009 and, if the Court grants Vuitton's motion, Local Rule 7-3(a) would require Defendants to file  
14 an opposition to Vuitton's Motion for Modification of Order on April 21, 2009, merely three  
15 business days later. This is not enough time to properly draft and file an opposition that requires  
16 detailed and technical arguments.

17 Vuitton's Motion for Shortening of Time should be denied under Local Rule 7-2(a), that  
18 requires "all motions **must** be filed, served, and noticed in writing on the motion calendar of the  
19 assigned Judge for hearing not less than 35 days after service of the motion." (Emphasis added)  
20 Vuitton is requesting that the hearing on its Vuitton's Motion for Modification of Order be held on a  
21 date only 28 days after the date of filing, 7 days less than the minimum time required by Local Rule  
22 7-2(a). In addition, Local Rule 7-3(a) requires that "any opposition to a motion **must** be served and  
23 filed not less than 21 days before the hearing date" and Local Rule 7-3(c) requires that "any reply to  
24 an opposition **must** be served and filed by the moving party not less than 14 days before the hearing  
25 date." (Emphasis added) The Court should deny Vuitton's Motion for Shortening of Time in  
26 accordance with the purpose of the Local Rules, which are designed to give parties reasonable time  
27 to draft and the Court sufficient opportunity to consider briefing.

1           The Court should therefore deny Vuitton's Motion for Shortening of Time because  
2 Defendants require sufficient time to properly oppose Vuitton's motion and because Local Rules 7-  
3 2(a), 7-3(a) and 7-3(c) establish deadlines for filing, opposing and replying on motions.  
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5 Dated: April 16, 2009

**GAUNTLETT & ASSOCIATES**

7 By: s/James A. Lowe

8 David A. Gauntlett

9 James A. Lowe

Christopher Lai

10 Attorneys for Defendants  
11 Akanoc Solutions, Inc.,  
12 Managed Solutions Group, Inc.,  
13 and Steve Chen  
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