

1 DANIEL J. BERGESON, Bar No. 105439  
 dbergeson@be-law.com  
 2 CAROLINE McINTYRE, Bar No. 159005  
 cmcintyre@be-law.com  
 3 BERGESON, LLP  
 303 Almaden Boulevard, Suite 500  
 4 San Jose, CA 95110-2712  
 Telephone: (408) 291-6200  
 5 Facsimile: (408) 297-6000

\*\*E-Filed 1/16/09\*\*

6 Attorneys for Defendant  
 TOZER SEEDS, LTD.  
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10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN JOSE DIVISION

13 PYBAS VEGETABLE SEED CO., INC.,  
 14 a California corporation

Case No. 5:08-cv-02216-JF

15 Plaintiff,

**STIPULATION AND ~~PROPOSED~~  
 ORDER FOR EXTENSION OF  
 DEADLINES**

16 vs.

17 TOZER SEEDS, LTD., a United  
 18 Kingdom corporation; and DOES 1-50  
 19 inclusive,

Complaint Filed: April 29, 2008

20 Defendants.  
 21



1 Dated: January 14, 2009

LaRIVIERE, GRUBMAN & PAYNE, LLP

2 By: \_\_\_\_\_ /s/  
3 Robert W. Payne

4 Attorneys for Plaintiff  
5 PYBAS VEGETABLE SEED CO., INC

6 Filer's Attestation: Pursuant to General Order No. 45, Section X(B) regarding signatures, I,  
7 Caroline McIntyre, attest under penalty of perjury that concurrence in the filing of the document  
8 has been obtained from Robert W. Payne.

9 **ORDER**

10 Pursuant to the foregoing stipulation, and good cause appearing, IT IS HEREBY  
11 ORDERED that:

- 12 1. Tozer shall have an extension of time through and including March 20, 2009 to  
13 answer, move or otherwise respond to the Complaint, and that Tozer shall not be  
14 deemed to waive or release any defense it may have, including, but not limited to,  
15 lack of personal jurisdiction;
- 16 2. The last day to meet and confer regarding: initial disclosures, early settlement,  
17 ADR process selection and discovery plan is extended to April 17, 2009;
- 18 3. The last day to file a Rule 26(f) report, complete initial disclosures or state  
19 objection in Rule 26(f) report and file Case Management Statement is extended to  
20 May 15, 2009;
- 21 4. The Initial Case Management Conference date is continued to May 29, 2009, or as  
22 soon thereafter as the court may be available.

23  
24 Dated: January 16, 2009



25 The Honorable Jeremy Fogel  
26 United States District Judge