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 20 CHIMALA DESIGN, INC.

21 UNITED STATES DISTRICT COURT
 22 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 23 SAN JOSE DIVISION

24 LEVI STRAUSS & CO.,
 25 Plaintiff,
 26 v.
 27 CHIMALA DESIGN, INC.,
 28 Defendant.

Case No. C 08-02623 JF

**THIRD STIPULATION TO
 CONTINUE CASE MANAGEMENT
 CONFERENCE AND [PROPOSED]
 ORDER**

Date: November 21, 2008
 Time: 10:30 a.m.
 Courtroom: 3, 5th Floor
 Hon. Jeremy Fogel

By order dated October 16, 2008, this Court continued the Initial Case Management Conference in this action to November 21, 2008. The parties have now reached an agreement, but additional time is required to finalize the terms. Thus, the parties hereby request that the conference be further continued for an additional four weeks, until December 19, 2008, or as soon as possible

1 thereafter. The parties remain hopeful that a settlement can be finalized in the near future, thus,
2 avoiding any need to expend the parties' or the Court's resources on litigation of this matter.

3 Accordingly, the parties respectfully request that the Initial Case Management Conference
4 currently set for November 21, 2008, be continued to December 19, 2008, in order to give the parties
5 the opportunity to finalize the terms of a settlement.

6 DATED: November 19, 2008

Respectfully submitted,

7 TOWNSEND AND TOWNSEND AND CREW LLP

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9 By: /s/ Raquel Pacheco

10 Raquel Pacheco
11 Attorneys for Plaintiff
12 LEVI STRAUSS & CO.

13 DATED: November 19, 2008

By: /s/ Fredric H. Aaron

14 Fredric H. Aaron
15 Attorneys for Defendant
16 CHIMALA DESIGN, INC.

[PROPOSED] ORDER

GOOD CAUSE APPEARING THEREFOR, it is hereby ordered that the parties' stipulated request to continue the Initial Case Management Conference is granted. The Initial Case Management Conference is hereby scheduled for December 19, 2008.

Dated: 11/20/08, 2008



The Honorable Jeremy Fogel
United States District Court Judge

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1 **GENERAL ORDER NO. 45 ATTESTATION**

2 Pursuant to General Order No. 45, Section X(B) regarding signatures I, Raquel Pacheco attest
3 that concurrence in the filing of this documents has been obtained from Fredric H. Aaron, counsel for
4 defendant.

5 I declare under penalty of perjury under the laws of the United States of America that the
6 foregoing is true and correct. Executed this 19th day of November, 2008 at San Francisco, California.
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9 /s/ Raquel Pacheco
10 Raquel Pacheco

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