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**\*\*E-Filed 10/22/08\*\***

Attorneys for Defendants,  
SHUTTLE INC. and SHUTTLE COMPUTER GROUP INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

LENOVO (SINGAPORE) PTE. LTD.,

Plaintiff,

v.

SHUTTLE INC.

and

SHUTTLE COMPUTER GROUP INC.,

Defendants.

Case No. 5:08-CV-3454 (JF)

**STIPULATION AND [PROPOSED]  
ORDER TO EXTEND CMC AND ADR  
DEADLINES**

HON. JUDGE JEREMY FOGEL  
U.S. District Court Judge

1 Pursuant to Civil L.Rs. 6-2 and 7-12, Plaintiff LENOVO (SINGAPORE) PTE LTD. (“Plaintiff”), and  
2 Defendants SHUTTLE INC. and SHUTTLE COMPUTER GROUP INC. (together “Defendants”), respectfully  
3 request the Court to enter an Order extending the Parties’ CMC and ADR deadlines. In support of this  
4 Stipulation, the Parties state as follows:

5 1. On July 17, 2008, Plaintiff filed its Complaint in the Northern District of California.  
6 2. On Aug. 18, 2008, this case was reassigned to Judge Fogel.  
7 3. On Sep. 26, 2008, the Parties filed a Stipulation and Proposed Order enlarging  
8 Defendants’ time to reply to Plaintiff’s Complaint to Dec. 1, 2008. Judge Fogel granted this request on  
9 Oct. 10, 2008.

10 4. On Sep. 30, 2008, before the extension was granted by Judge Fogel, the Court noticed  
11 the CMC for Oct. 31, 2008. As a result, the CMC is scheduled to occur before Defendants’ reply is  
12 due on Dec. 1, 2008. Defendants may file a Motion to Dismiss for Lack of Jurisdiction in reply to  
13 Plaintiff’s Complaint. Therefore, Defendants suggest that a CMC before Judge Fogel would not be  
14 appropriate until after Defendants file their reply.

15 5. The Parties therefore stipulate that the CMC should occur after Defendants reply to  
16 Plaintiff’s Complaint. The parties respectfully submit that either December 5 would be an appropriate  
17 date for the CMC, if the Court’s schedule permits. If December 5 is not available, the parties request a  
18 setting on December 12 or as soon thereafter as the Court will permit.

19 6. This stipulation expresses the intent and understanding of both parties.  
20

21 FOR THE ABOVE REASONS, the parties respectfully request the Court to enter an Order  
22 extending the Parties’ CMC and ADR deadlines as follows:

23 7. Friday, Nov. 14, 2008: Last day to:

- 24 a. Meet and confer re: initial disclosures, early settlement, ADR process selection; and  
25 discovery plan;  
26 b. File ADR Certification signed by Parties and Counsel;  
27  
28

1 c. File either Stipulation to ADR Process or Notice of Need for ADR Phone  
2 Conference.

- 3 8. Wednesday, November 26, 2008: Last day to file Rule 26(f) report; complete initial  
4 disclosures or state objections; and file CMC Statement.  
5 9. Friday, Dec. 5, 2008: Initial CMC.

6  
7 Respectfully submitted,

8  
9 Dated: October 21, 2008

MOUNT & STOELKER, P.C.

10 By: /s/ On Lu

11 DANIEL S. MOUNT  
12 ON LU  
13 KEVIN M. PASQUINELLI  
14 Attorneys for Defendants SHUTTLE INC. and  
SHUTTLE COMPUTER GROUP INC.

15  
16 Dated: October 21, 2008

AKIN GUMP STRAUSS HAUER & FELD LLP

17 By: /s/ Fred I. Williams

18 FRED I. WILLIAMS  
19 Attorney for Plaintiff  
LENOVO (SINGAPORE) PTE. LTD.

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21  
22 PURSUANT TO STIPULATION, IT IS SO ORDERED.

23  
24 Dated: 10/22/08



25 HON. JUDGE JEREMY FOGEL  
26 United States District Court Judge  
27 Northern District of California  
28

1 As the attorney e-filing this document, I hereby attest that Fred I. Williams, attorney for Lenovo  
2 (Singapore) PTE. Ltd. has concurred in this filing.

3  
4 Dated: October 21, 2008

MOUNT & STOELKER, P.C.

5 By:  /s/ On Lu

6 ON LU  
7 Attorney for Defendants SHUTTLE INC. and  
8 SHUTTLE COMPUTER GROUP INC.  
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