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*Attorneys for Defendants Ideavillage Products Corp. and Anand Khubani*

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

LIVE EYEWEAR, INC.,  
 Plaintiff and Counter-Defendant,  
 vs.  
 IDEAVILLAGE PRODUCTS CORP.,  
 dba HD VISION, and ANAND  
 KHUBANI,  
 Defendants and Counter-Plaintiffs.

CASE NO. CV 08-03538 (PSG)  
 JOINT STIPULATION TO CONTINUE THE  
 COURT'S FEBRUARY 15, 2011 CASE  
 MANAGEMENT ORDER

WHEREAS, Plaintiff LIVE EYEWEAR, INC. and Defendants IDEAVILLAGE PRODUCTS CORP. and ANAND KHUBANI have agreed that the schedule contained in the Court's February 15, 2011 Case Management Order (ECF 222) should be continued until after the Court rules on the four pending motions ("Pending Motions").<sup>1</sup> Three of the Pending Motions

<sup>1</sup> The currently pending motions are (1) Live Eyewear's Motion to Dismiss Ideavillage's Counterclaim Three (ECF 235); (2) Live Eyewear's Motion to Bifurcate Ideavillage's Counterclaim Three (ECF 237); (3) Live Eyewear's Motion for  
 (Footnote continued)

1 scheduled for oral argument on June 28, 2011, at 10:00 a.m., before the Hon. Paul S. Grewal, and the  
2 fourth Pending Motion was taken under submission by the Court. The parties agree that the Court's  
3 ruling on the Pending Motions may affect a number of claims in this case and, consequently,  
4 drastically affect the schedule;

5 WHEREAS, Plaintiff LIVE EYEWEAR, INC. and Defendants IDEAVILLAGE  
6 PRODUCTS CORP. and ANAND KHUBANI continue to engage in amicable settlement  
7 discussions in a joint effort to finalize terms of a settlement agreement that would result in the  
8 dismissal of this litigation. The parties believe that it would promote the interests of efficiency and  
9 judicial economy if the currently scheduled dates were continued to allow the parties an opportunity  
10 to finalize settlement without further litigation;

11 WHEREAS, Plaintiff LIVE EYEWEAR, INC. has not before asked the Court to continue the  
12 deadlines in the Court's February 15, 2011 Case Management Order (ECF 222). Defendants  
13 IDEAVILLAGE PRODUCTS CORP. and ANAND KHUBANI have only requested that the Court  
14 continue deadlines in the Court's February 15, 2011 Case Management Order (ECF 222) with  
15 respect to deadlines that applied to Dioptics Medical Products Inc. (ECF 225). Defendants  
16 IDEAVILLAGE PRODUCTS CORP. and ANAND KHUBANI have settled with Dioptics Medical  
17 Products, Inc. and its claims were dismissed on April 11, 2011 (ECF 243).

18 IT IS HEREBY STIPULATED AND AGREED by and between the attorneys for Plaintiff  
19 LIVE EYEWEAR, INC. and Defendants IDEAVILLAGE PRODUCTS CORP. and ANAND  
20 KHUBANI that the schedule contained in the Court's February 15, 2011 Case Management Order  
21 (ECF 222) should be continued until after the Court rules on the Pending Motions.

22 IT IS HEREBY FURTHER STIPULATED AND AGREED by and between the attorneys for  
23 Plaintiff LIVE EYEWEAR, INC. and Defendants IDEAVILLAGE PRODUCTS CORP. and  
24 ANAND KHUBANI that the parties will submit a joint proposed case management schedule to the  
25 Court seven (7) days after the Court rules on the Pending Motions.

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27 Leave to Re-Depose Anand Khubani (ECF 244); and (4) Plaintiff Live Eyewear's Unopposed Motion for Issuance of  
Letter of Request to Depose a Foreign Third-Party (ECF 260).

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Respectfully submitted,

Dated: June 16, 2011

By: /s/ Jay L. Raftery, Jr.

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Jay L. Raftery, Jr.  
Attorney for Plaintiff  
Live Eyewear, Inc.

Dated: June 16, 2011

**Venable LLP**

By: /s/ Tamany Vinson Bentz

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Roger A. Colaizzi  
Tamany Vinson Bentz  
Attorneys for Defendants  
Ideavillage Products, Corp. and Anand  
Khubani

**PURSUANT TO STIPULATION, IT IS SO ORDERED.** The trial date, however, shall remain unchanged. See Civ. L.R. 40-1 ("No continuance of a scheduled trial date will be granted except by

Dated: June 17, 2011

*Paul S. Grewal*  
The Hon. Paul S. Grewal  
United States Magistrate Judge

order of the Court issued in response to a motion made in accordance with the provisions of Civil L.R. 7.").

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**SIGNATURE ATTESTATION**

I am the ECF User whose identification and password are being used to file the foregoing **Joint Stipulation to Continue the Court’s February 15, 2011 Case Management Order**. In compliance with General Order 45.X.B., I hereby attest that the other signatories to this filing have concurred in this filing.

Dated: June 16, 2011

By: /s/ Jay L. Raftery  
Attorney for Plaintiff

1 **CERTIFICATE OF SERVICE**

2 I HEREBY CERTIFY that on this 16th day of June, 2011, a copy of the foregoing **JOINT**  
3 **STIPULATION TO CONTINUE THE COURT'S FEBRUARY 15, 2011 CASE**  
4 **MANAGEMENT ORDER** was served electronically via the United States District Court –  
5 Northern District of California's CM/ECF electronic system:  
6

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21 *Attorneys for Defendants Ideavillage Products*  
22 *Corp. and Anand Khubani*  
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28 By: /s/ Jay L. Raftery  
Attorney for Plaintiff