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9 Attorneys for Defendants

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN JOSE DIVISION

13 ANDREW KNOPF  
 14 Plaintiff,  
 15 v.  
 16 TERRY SEMEL, MICHAEL J. CALLAHAN,  
 JERRY YANG, ROY J. BOSTOCK, RONALD  
 17 W. BURKLE, ERIC HIPPEAU, VYOMESH  
 JOSHI, ARTHUR H. KERN, ROBERT A.  
 18 KOTICK, EDWARD R. KOZEL, GARY L.  
 WILSON, and MAGGIE WILDEROTTER  
 19

Case No. C-08-03658 (RS)

**STIPULATION AND ~~PROPOSED~~  
 ORDER REGARDING CONTINUANCE  
 OF CASE MANAGEMENT  
 CONFERENCE**

20 Defendants  
 21 v.  
 22 YAHOO! INC., a Delaware corporation,  
 23 Nominal Defendant  
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1 Pursuant to Civil L.R. 16-2(d), Plaintiff and Defendants, by and through their respective  
2 counsel, respectfully request that the Court grant, in the form of an Order, the parties' stipulated  
3 request to continue the status conference and set the initial case management schedule proposed  
4 below. In support of this stipulated request, the parties state as follows:

5 WHEREAS, plaintiff filed his Complaint on July 30, 2008;

6 WHEREAS, pursuant to the stipulation of the parties filed herewith, Defendants have to and  
7 including February 27, 2009 to answer or otherwise respond to the Complaint;

8 WHEREAS, the parties have discussed, and intend to continue discussing, a resolution of this  
9 action;

10 WHEREAS, the parties agree that those discussions will be facilitated by a continuance of the  
11 case management conference currently scheduled for March 4, 2009;

12 NOW THEREFORE, the parties hereby stipulate and respectfully request that the Court  
13 continue the case management conference and set the following initial case management schedule:

<u>Date</u>	<u>Event</u>
15 April 1, 2009	Last day to meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan
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18 April 15, 2009	Last day to file Rule 26(f) Report, complete initial disclosures or state objection in Rule 26(f) Report and file Case Management Statement
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20 April 22, 2009	Initial Case Management Conference.
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28 STIP. AND PROPOSED ORDER REGARDING CONTINUANCE OF CASE MANAGEMENT CONFERENCE  
Case No. C-08-03658

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Dated: January 22, 2009

JORDAN ETH  
ANNA ERICKSON WHITE  
RACHAEL CLARKE  
MORRISON & FOERSTER<sup>LLP</sup>

By: /s/ Anna Erickson White  
Anna Erickson White  
Attorneys for Defendants

Dated: January 22, 2009

JORDAN L. LURIE  
LEIGH A. PARKER  
ZEV B. ZYSMAN  
JOEL E. ELKINS  
WEISS & LURIE

By: /s/ Leigh A. Parker  
Leigh A. Parker  
Attorneys for Plaintiff

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 1/22/09



Honorable Richard Seeborg  
United States Magistrate Judge

**GENERAL ORDER 45 ATTESTATION**

I, Rachael Clarke, am the ECF User whose ID and password are being used to file this Stipulation and Proposed Order Regarding Continuance of Case Management Conference. In compliance with General Order 45, X.B., I hereby attest that Anna Erickson White and Leigh A. Parker have concurred in this filing.

/s/ Rachael Clarke  
Rachael Clarke

1 CERTIFICATE OF SERVICE

2 I hereby certify that on January 22, 2009, I electronically filed the foregoing with the Clerk of  
3 the Court using the CM/ECF system which will send notification of such filing to the e-mail  
4 addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed  
5 the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants  
6 indicated on the attached Manual Notice List.

7 I certify under penalty of perjury under the laws of the United States of America that the  
8 foregoing is true and correct. Executed January 22, 2009.

9  
10 By: /s/ Rachael Clarke  
Rachael Clarke

11 Morrison & Foerster LLP  
12 425 Market Street  
13 San Francisco, CA 94105  
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15 Fax: 415/268-7522  
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1 **Mailing Information for a Case 5:08-cv-03658-RS**

2 **Electronic Mail Notice List**

3 The following are those who are currently on the list to receive e-mail notices for this case.

- 4 • **Rachael Clarke**  
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- 5 • **Joel E Elkins**  
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- 6 • **Jordan Eth**  
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- 7 • **Jordan L. Lurie**  
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- 9 • **Anna Erickson White**  
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- 10 • **Zev Benjamin Zysman**  
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15 **Manual Notice List**

16 The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case  
17 (who therefore require manual noticing). You may wish to use your mouse to select and copy this list  
into your word processing program in order to create notices or labels for these recipients.

- 18 • (No manual recipients)
- 19
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