

## UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

EBAY INC.,

Plaintiff,

vs.

DIGITAL POINT SOLUTIONS, INC.;  
SHAWN HOGAN; KESSLER'S FLYING  
CIRCUS; THUNDERWOOD HOLDINGS,  
INC.; TODD DUNNING; DUNNING  
ENTERPRISES, INC.; BRIAN DUNNING;  
BRIANDUNNING.COM; and DOES 1-20,

Defendants.

CASE NO. CV 08-4052 JF PVT

**[PROPOSED] ORDER GRANTING  
MOTION TO STAY CIVIL ACTION  
PENDING RESOLUTION OF CRIMINAL  
PROCEEDINGS**

Defendant Thunderwood Holdings, Inc., Brian Dunning, Kessler's Flying Circus, and BrianDunning.com's Motion to Stay Civil Action Pending Resolution of Criminal Proceedings came before this Court on October 1, 2010. Having considered the Motion, the papers in support thereof, and the opposition thereto, Defendants' Motion is hereby GRANTED.

This action shall be stayed as to the above-referenced defendants pending final resolution of *United States v. Dunning*, CR 10-0494 RMW (N.D. Cal.).

Dated: \_\_\_\_\_

\_\_\_\_\_  
Honorable Jeremy Fogel  
United States District Judge