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5 Attorneys for Defendants

6  
 7 UNITED STATES DISTRICT COURT  
 8  
 9 NORTHERN DISTRICT OF CALIFORNIA

11 FACEBOOK, INC.,

13 Plaintiff,

Case No. 5:08-cv-05780

14 -against-

15 POWER VENTURES, INC. d/b/a POWER.COM, a  
 16 California corporation; POWER VENTURES, INC. a  
 Cayman Island Corporation, STEVE VACHANI, an  
 17 individual; DOE 1, d/b/a POWER.COM, an individual  
 and/or business entity of unknown nature; DOES 2  
 18 through 25, inclusive, individuals and/or business  
 entities of unknown nature,

**STIPULATION**

20 Defendants.

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1 WHEREAS counsel for plaintiff, Facebook, Inc., and defendants Power Ventures, Inc.  
2 d/b/a Power.com, and Steve Vachani, have met and conferred on March 25, 2009, on the subjects  
3 of initial disclosures, early settlement, ADR process selection, and discovery plan, as required by  
4 the 12/30/08 Order Setting Initial Case Management Conference And ADR Deadlines;

5 WHEREAS defendants' motion to dismiss or, in the alternative, for a more definite  
6 statement, was filed on March 23, 2009, and set for hearing on May 8, 2009;

7 WHEREAS the pending motion extends the time for defendants to file a responsive  
8 pleading under Fed. R. Civ. P. 12(a)(4);

9 WHEREAS the parties agree that that the formulation of a discovery plan and Rule 26(f)  
10 report should take into account the complaint and the responsive pleading, to properly frame the  
11 issues in the case;

12 The parties hereby stipulate as follows:

13 1. The deadline to file a Rule 26(f) report, complete initial disclosures or  
14 state objection in Rule 26(f) Report and file Case Management Statement should be extended to  
15 30 days after a ruling on defendants' pending motion to dismiss.

16 2. The initial case management conference set for April 17, 2009 should be  
17 adjourned and reset for a date approximately 45 days after a ruling on defendants' pending  
18 motion to dismiss, or in the alternative, for a more definite statement.

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20 **SO STIPULATED**

21 DATED: March 25, 2009

PERKINS COIE LLP

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24 By: \_\_\_\_\_ /s/  
David Chiappetta

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Attorneys for Plaintiff

DATED: March 25, 2009

BRAMSON, PLUTZIK, MAHLER &  
BIRKHAEUSER

By: \_\_\_\_\_/s/\_\_\_\_\_  
Alan R. Plutzik

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