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16 *Attorneys for Plaintiff Rudolph Zijdel*



11/4/2009

18 **UNITED STATES DISTRICT COURT**  
 19 **NORTHERN DISTRICT OF CALIFORNIA**

21 RUDOLPH ZIJDEL, individually, and on )  
 behalf of a class of similarly situated )  
 22 individuals, )  
 23 Plaintiff, )  
 24 v. )  
 25 THUMBPLAY. INC., a Delaware )  
 corporation, M-QUBE, INC., a Delaware )  
 26 corporation, )  
 27 Defendants. )  
 28 \_\_\_\_\_ )

Case No. 5:09-CV-03252-JW

**STIPULATION EXTENDING TIME FOR  
 DEFENDANT M-QUBE, INC. TO  
 RESPOND TO PLAINTIFF'S FIRST  
 AMENDED CLASS ACTION  
 COMPLAINT**

1 Defendant M-Qube, Inc. and Plaintiff Rudolph Zijdel, through their respective counsel of  
2 record, hereby stipulate and agree as follows:

3 WHEREAS, on October 20, 2009, Plaintiff served Defendant with its First Amended  
4 Complaint in this action;

5 WHEREAS, the time for Defendant to respond to the Complaint, pursuant to applicable  
6 rules, is November 9, 2009;

7 WHEREAS, Plaintiff and Defendant have stipulated and agreed that Defendant shall have  
8 an extension of time until January 11, 2010, to answer or otherwise respond to the First Amended  
9 Complaint, so that the parties may complete settlement discussions.

10 WHEREAS, the extension of m-Qube's answer or response deadline will not alter or affect  
11 the date of any deadline fixed by the Court.

12 NOW, THEREFORE, the parties stipulate and agree as follows:

13 Defendant m-Qube shall have until January 11, 2010 to answer or otherwise respond to the  
14 First Amended Complaint.

15  
16 Dated: November 2, 2009

ARNOLD & PORTER LLP  
RONALD L. JOHNSTON  
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19 By: /s/ Angel L. Tang  
ANGEL L. TANG  
*Attorneys for Defendant m-Qube, Inc.*

20  
21 Dated: November 2, 2009

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24 By: /s/ Suzanne Havens Beckman  
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