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6 Attorneys for Defendants
 SWISH MARKETING, INC. and
 7 MATTHEW PATTERSON

8
 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN JOSE DIVISION

13 FEDERAL TRADE COMMISSION,)
 14 Plaintiff,)
 15 v.)
 16 SWISH MARKETING, INC., a)
 corporation, MARK BENNING,)
 17 individually and as an officer of SWISH)
 MARKETING, INC., MATTHEW)
 18 PATTERSON, individually and as an)
 officer of SWISH MARKETING, INC.,)
 19 and JASON STROBER, individually)
 and as an officer of SWISH)
 20 MARKETING, INC.,)
 21 Defendants.)

Case No. C09 03814 RS

Date: January 13, 2010
 Time: 9:30 a.m.
 Ctrm: 4, 5th Floor

**STIPULATION AND ORDER RE
 CHANGE OF HEARING DATE
 FOR DEFENDANTS' MOTION TO
 STRIKE**

1 Pursuant to Local Rule 6-2(a), the parties to this action hereby stipulate that,
2 with the leave of the Court, the hearing on Defendants' Motion to Strike, which was
3 previously scheduled for January 6, 2009, be changed to January 13, 2010, at 9:30
4 a.m. in Courtroom 4 on the Fifth Floor of the above-entitled Court, located at 280
5 South 1st Street, San Jose, California. The parties further agree and stipulate that the
6 existing deadlines for the filing and service of the opposition papers (which are due
7 by December 16, 2009) and the reply papers (which are due by December 23, 2009)
8 shall not be changed as a result of this change of hearing date.

9 SO STIPULATED.

10
11 Dated: December 4, 2009

LOEB & LOEB LLP

12 By: _____ /s/
13 Michael L. Mallow
14 Michael A. Thurman

15 Attorneys for Plaintiffs
Swish MARKETING, INC. AND
MATTHEW PATTERSON

16 Dated: December 4, 2009

NORTHRUP SCHLUETER, APLC

17 By: _____ /s/
18 Linda L. Northrup
Attorneys for Plaintiff JASON STROBER

19 Dated: December 4, 2009

BERGESON, LLP

20
21 By: _____ /s/
22 Daniel J. Bergeson
23 Elizabeth D. Lear
Donald P. Gagliardi
Attorneys for Defendant MARK BENNING

24 Dated: December 4, 2009

FEDERAL TRADE COMMISSION

25 By: _____ /s/
26 Lisa D. Rosenthal
27 Kerry O'Brien
Evan Rose
Attorneys for Plaintiff
28 FEDERAL TRADE COMMISSION

ORDER

Pursuant to the Stipulation by all parties in this action, the hearing on Defendants' Motion to Strike, which was previously scheduled for January 6, 2009, shall be changed to January 13, 2010, at 9:30 a.m. Any opposition papers shall be filed and served by December 16, 2009 and any reply papers shall be filed and served by December 23, 2009.

SO ORDERED.

Dated: December 4, 2009



Hon. Richard G. Seeborg
United States Magistrate Judge