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5 Attorneys for Plaintiff  
 PLASPRO GMBH

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 7 UNITED STATES DISTRICT COURT  
 8 NORTHERN DISTRICT OF CALIFORNIA  
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10 PLASPRO GMBH,  
 11 Plaintiff,  
 12 v.  
 13 TIMONTHY GENS, ET AL.,  
 14 Defendants.  
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Case No. CV-09-04302-PSG

**STIPULATION AND ORDER EXTENDING PLAINTIFF  
 PLASPRO GMBH'S DEADLINE TO  
 FILE AN AMENDED COMPLAINT**

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1 The parties hereby jointly stipulate as follows:

2 WHEREAS, on March 21, 2011, United States Magistrate Judge Paul S. Grewal issued an  
3 Order Granting-In-Part And Denying-In-Part Defendants' Motion To Dismiss; Order Denying  
4 Motion to Strike ("Order"). In the Order, the Court granted Plaintiff leave to file an Amended  
5 Complaint on or before April 4, 2011;

6 WHEREAS, the Court referred the instant matter to mediation through the ADR  
7 Department of the Northern District of California. On March 31, 2011, the parties engaged in  
8 mediation with Mr. David M. Bluhm at the law offices of Reed Smith in Oakland, California. At  
9 the mediation, the parties entered into a Memorandum of Understanding that outlines the terms by  
10 which the parties have agreed to enter into a Settlement Agreement, which if and when finalized,  
11 will dismiss the instant litigation;

12 WHEREAS, the Memorandum of Understanding outlines certain conditions that are to  
13 occur within the next two weeks. Upon satisfactory completion of those conditions, the  
14 Settlement Agreement will become finalized and the case dismissed.

15 WHEREAS, in order to allow the parties additional time in order to work towards  
16 finalizing the settlement of this matter, the parties hereby stipulate to extend by 30-days Plaintiff  
17 PLASPRO GMBH's deadline to file an Amended Complaint;

18 WHEREAS, during the period of time the parties are working towards finalizing the  
19 settlement of this matter, Plaintiff agrees to continue Defendants' noticed depositions and  
20 Plaintiff's corresponding document requests;

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1 IT IS THEREFORE STIPULATED AND AGREED, and the parties respectfully request  
2 that the Court grant Plaintiff a 30-day extension of its deadline to file an Amended Complaint.  
3 Thus, Plaintiff must file an Amended Complaint on or before May 4, 2011.  
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5 **IT IS SO STIPULATED.**

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7 Date: March 31, 2011

Respectfully submitted,

TIMOTHY GENS

8 By                   /s/                    
9 Timothy Gens

10 Attorney for Defendant  
11 Timothy Gens in *Pro Per*, and Defendant  
ChemAcoustic Technologies, Inc.

12 Date: March 31, 2011

NORTH BAY LAW GROUP

13 By                   /s/                    
14 David S. Harris

15 Attorney for Plaintiff  
16 PLASPRO GMBH

17 **IT IS HEREBY ORDERED AS FOLLOWS:**

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19 Plaintiff PLASPRO GMBH's deadline to file an Amended Complaint shall be extended  
20 and Plaintiff PLASPRO GMBH must now file an Amended Complaint on or before May 4, 2011.  
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22 DATED: April \_4, 2011

23                   Paul S. Grewal                    
24 Honorable Paul S. Grewal  
25 *United States Magistrate Judge*  
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**PROOF OF SERVICE**

I declare under the penalty of perjury that I, David S. Harris, am a citizen of the United States and I am employed in the County of Marin. I am over the age of eighteen years and not a party to the within action. My business address is North Bay Law Group, 116 E. Blithedale Ave., Suite No. 2, Mill Valley, CA 94941.

On the date below, I caused the following documents:

**STIPULATION AND [PROPOSED] ORDER EXTENDING PLAINTIFF PLASPRO GMBH'S DEADLINE TO FILE AN AMENDED COMPLAINT**

to be served on the interested parties in said action, who is:

Mr. Timothy Gens  
8350 West Addison Avenue  
Chicago, IL 60634  
Facsimile – 877-448-1801

Law Offices of Bobby Lau  
75 E. Santa Clara Street, Suite 295  
San Jose, CA 95113  
Facsimile – 408-295-9830

**[X] BY E-Filing.**

I uploaded a true copy thereof onto U.S. District Court, California Northern District Official Court Electronic Document Filing System.

I declare under the penalty of perjury under the laws of the state of California that the foregoing is true and correct.

Executed on March 31, 2011, at Mill Valley, California.

\_\_\_\_\_/s/\_\_\_\_\_  
DAVID S. HARRIS