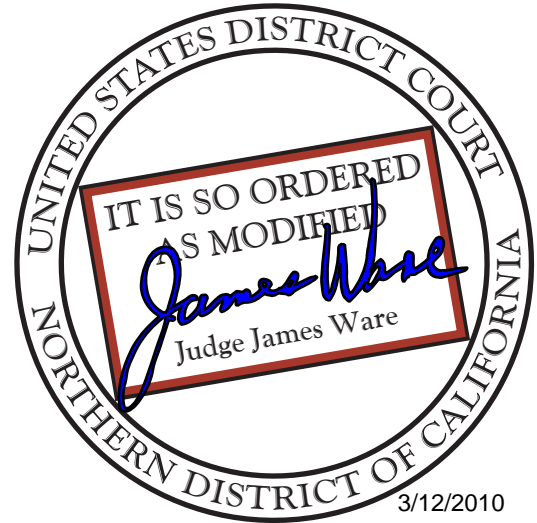


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18 ATTORNEYS FOR PLAINTIFF

19 **UNITED STATES DISTRICT COURT**
 20 **NORTHERN DISTRICT OF CALIFORNIA**
 21 **SAN JOSE DIVISION**

22 JASON STANDIFORD, an individual, on
 23 behalf of himself and all others similarly
 24 situated,

25 Plaintiff,

26 v.

27 PALM, INC., a Delaware corporation, and
 28 SPRINT SPECTRUM L.P., and DOES 1-50,
 inclusive,

Defendants.

) Case No. 09-cv-5719-JW

) **STIPULATION AND**
) **[PROPOSED] ORDER**
) **CONTINUING THE MARCH 29,**
) **2010 CASE MANAGEMENT**
) **CONFERENCE**

) Action Filed: December 4, 2009

1 Pursuant to Local Rule 6-2, Plaintiff Jason Standiford (“Plaintiff” or “Mr. Standiford”),
2 Defendant Palm, Inc. (“Palm”) and Defendant Sprint Spectrum L.P. (“Sprint”) (collectively, “the
3 Parties”) hereby stipulate and agree as follows:

4 1. A Case Management Conference (“CMC”) is scheduled for March 29, 2010 at
5 10:00 a.m. before Judge Ware.

6 2. The Parties request that this CMC be continued for sixty (60) days, or until after
7 May 28, 2010 to give the parties the opportunity to continue settlement discussions.

8 3. Plaintiff filed his complaint on December 4, 2009. (Dkt. 1).

9 4. This is the Parties’ first request for an extension of time concerning the March 29,
10 2010 CMC.

11 5. Concerning other matters in the case, on January 29, 2010, the Parties stipulated to
12 extend Defendants’ time to respond to the complaint to February 10, 2010. (Dkt. 14). The Court
13 entered the order on February 11, 2010. (Dkt. 18).

14 6. On February 11, 2010, the Parties stipulated to substitute the originally, but
15 erroneously named Sprint Nextel Corp. for Sprint Spectrum L.P. on February 11, 2010. This
16 stipulation also provided Defendants until February 12, 2010 to respond to the Complaint.
17 (Dkt. 17). The Court entered the stipulation on February 17, 2010. (Dkt. 21).

18 7. Defendants answered the Complaint on February 12, 2010. (Dkt. 19).

19 8. On March 4, 2010, the Parties met in person to discuss the possibility of settlement.
20 The Parties agree that the discussions were sufficiently productive to warrant further settlement
21 discussions and wish to engage in those further discussions.

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Dated: March 10, 2010

EDELSON MCGUIRE, LLC

By: s/ Michael J. Aschenbrener
MICHAEL J. ASCHENBRENER

Attorneys for Plaintiff

Dated: March 10, 2010

SHEPPARD MULLIN RICHTER & MULLIN LLP

By: s/ Neil A.F. Popovic
NEIL A.F. POPOVIC

Attorneys for Defendant Palm, Inc., Defendant
Sprint Spectrum L.P.

IT IS SO ORDERED AS MODIFIED:

The March 29, 2010 Case Management Conference is hereby continued to **April 26, 2010 at 10:00 AM**. On or before **April 16, 2010**, the parties shall file a Joint Case management Conference Statement. The statement shall include an update on the parties settlement efforts and a good faith discovery plan with a proposed date for the close of discovery.

Dated: March 12, 2010



HON. JAMES WARE
United States District Judge

PROOF OF SERVICE

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The undersigned certifies that, on March 10, 2010, he caused the document titled STIPULATION AND [PROPOSED] ORDER CONTINUING THE MARCH 29, 2010 CASE MANAGEMENT CONFERENCE to be electronically filed with the Clerk of Court using the CM/ECF system, which will send notification of filing to counsel of record for each party.

s/ Michael J. Aschenbrener
Michael J. Aschenbrener