Interserve, Inc. et al v. Fusion Garage PTE. LTD

Doc. 196

Pursuant to Local Rule 6-2 and 16-2(e), Plaintiffs TechCrunch, Inc. and CrunchPad, Inc. (collectively, "Plaintiffs"), and Defendant Fusion Garage PTE, Ltd. ("Defendant"), by and through their respective counsel of record, hereby stipulate to continue the Initial Case Management Conference scheduled for March 17, 2011.

## 1. Reason for the Request

The Court denied Defendant's Motion to Dismiss the Amended Complaint on February 9, 2011 and, at the same time, set an Initial Case Management Conference for March 17, 2011. *See* Dkt. 194. However, lead counsel for Defendant Fusion Garage is currently scheduled to argue motions for summary judgment on March 17, 2011 in the case captioned *Bedrock Computer Technologies, LLC v. Softlayer Technologies, Inc. et al.*, 6:09-cv-00269-LED–JDL (E.D. Tex.).

As a result, the parties have agreed to request a continuation of the Initial Case Management Conference in this matter until March 31, 2011.

The parties will file a Case Management Conference statement and its ADR certifications by March 24, 2011.

## 2. Prior Time Modifications

The following time modifications have been previously made in this case: time to file a responsive pleading (Dkt. No. 16); motion to set the hearing dates on Fusion Garage's motion to dismiss, to strike, and for a more definite statement ("motion to dismiss") and Plaintiffs' motion for a preliminary injunction to May, 6, 2010 (Dkt. No. 45); motion to shorten time to hear Fusion Garage's motion to compel documents to support its opposition to Plaintiffs' Motion for a preliminary injunction (Dkt. No. 55); setting new hearing date on Plaintiffs' motion for a preliminary injunction and defendant's motion to dismiss (Dkt. 64); granting extension of time regarding briefing on Plaintiffs' motion to compel (Dkt. 178); and granting a brief extension of time to comply with an order compelling the production of redacted source code (Dkt. 188).

## 3. <u>Effect of Requested Modification</u>

The requested modification will have no effect on the rest of the schedule in this action. So Stipulated.

| 1                     | NOW, THEREFORE, the parties to this action, through their respective counsel of record, |
|-----------------------|---|
| 2                     | AGREE AND HEREBY STIPULATE, if agreeable to the Court, to continue the Initial Case     |
| 3                     | Management Conference until March 31, 2011 at 10:00 a.m. The parties will submit a Case |
| 4                     | Management Conference Statement and their ADR certifications by March 24, 2010.         |
| 5                     |   |
| 6                     | IT IS SO STIPULATED.  |
| 7                     | Dated: March 9, 2011 QUINN EMANUEL URQUHART &   |
| 8                     | SULLIVAN, LLP   |
| 9                     | By /s/ Thomas R. Watson   |
| 10                    | Thomas R. Watson  |
| 11                    | Attorneys for Defendant Fusion Garage PTE., Ltd.  |
| 12                    |   |
| 13                    | DATED: March 9, 2011 WINSTON & STRAWN LLP   |
| 14                    | DATED. Walch 9, 2011 WINSTON & STRAWN LLP   |
| 15                    | By_/s/ Matthew A. Scherb  |
| 16                    | Matthew A. Scherb   |
| 17                    | Attorneys for Plaintiffs TechCrunch, Inc. and CrunchPad, Inc.                           |
| 18                    | 02011111  |
| 19                    |   |
| 20                    | Pursuant to stipulation, it is SO ORDERED.  |
| 21                    |   |
| 22                    | DATED: March , 2011   |
| 23                    |   |
| 24                    | HON. RICHARD SEEBORG  |
| 25                    | UNITED STATES DISTRICT COURT JUDGE  |
| 26                    |   |
| 27                    |   |
| 28                    |   |
| 04049.51632/4003049.1 | _3_ Case No. 09-cv-5812 RS (PSG)  |
|                       | JOINT STIPULATION & [PROPOSED] ORDER TO CONTINUE CASE MANAGEMENT CONFERENCE             |

## **FILER'S ATTESTATION**

Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest that I have obtained concurrence in the filing of this document from Matthew A. Scherb, counsel for Plaintiffs.

DATED: March 9, 2011 By: <u>/s/ Thomas R. Watson</u>
Thomas R. Watson

Thomas R. Watson

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