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

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1 WHEREAS, the parties in this action have executed a Memorandum of Understanding 2 regarding final settlement of this case; 3 WHEREAS, the parties believe they will be in a position to execute a definitive agreement 4 within fourteen days; 5 WHEREAS, the parties are facing imminent deadlines as set forth in the March 31, 2011 Case Management Scheduling Order (Docket Entry 206), as well as deadlines relating to ongoing 6 7 discovery and motion practice; 8 WHEREAS, the parties agree that if the anticipated final agreement does not take place, they 9 will jointly seek reasonable rescheduling of all dates, deadlines, motions, and other activities; 10 NOW THEREFORE, it is hereby stipulated by the undersigned counsel on behalf of the 11 parties identified below that: 12 All pending deadlines, motions, notices, subpoenas, and hearing dates be suspended or stayed 13 pending anticipated final agreement. 14 The case be temporarily stayed pending execution of the settlement or a report that the 15 settlement was not executed. 16 17 Dated: September 22, 2011 WINSTON & STRAWN LLP 18 19 By: Andrew P. Bridges 20 David S. Bloch 21 Attorneys for Plaintiffs 22 Dated: September 22, 2011 QUINN EMANUEL URQUHART & SULLIVAN, LLP 23 24 By: 25 Claude M. Stern Evette D. Pennypacker 26 Attorneys for Defendant 27 28

JOINT STIPULATION SEEKING STAY PENDING SETTLEMENT Case No. 3:09-cv-05812 RS

101 California Street San Francisco, CA 94111-5802		
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	2	I, Andrew P. Bridges, hereby attest, pursuant to N.D. Cal. General Order No. 45, that the
	3	concurrence to the filing of this document has been obtained from each signatory hereto.
	4	By: /s/ Andrew P. Bridges
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		JOINT STIPULATION SEEKING STAY PENDING SETTLEMENT Case No. 3:09-cv-05812 RS

Winston & Strawn LLP 101 California Street San Francisco, CA 94111-5802

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED:

- 1. This case is hereby STAYED pending anticipated execution of a settlement agreement.
- 2. All deadlines, motions, notices, subpoenas and hearing dates are SUSPENDED or STAYED. The parties shall report the status of this case to the Court within fourteen days.

Dated: _____, 2010

The Honorable Richard Seeborg United States District Court Judge