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6 *Attorneys for Defendants Ivy Asset Management Corp.*
 7 *and the Bank of New York Mellon Corp.*

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

10 STEPHEN C. SCHOTT, as TRUSTEE FOR
 THE STEPHEN C. SCHOTT 1984 TRUST,

11 Plaintiff,

12 v.

13 IVY ASSET MANAGEMENT CORP.; THE
 14 BANK OF NEW YORK MELLON CORP.;
 and DOES 1 through 10,

15 Defendants.
 16

Case No. 5:10-cv-01562-LHK

**~~PROPOSED~~ ORDER GRANTING
 JOINT STIPULATION MODIFYING
 REASSIGNMENT ORDER**

17 Having reviewed the parties' joint filing submitted on August 6, 2010, and good cause
 18 appearing therefore,

19 IT IS HEREBY ORDERED THAT:

- 20 1. The August 18, 2010 deadline by which the parties must file a Joint Case
 21 Management Conference Statement is continued until further notice.
- 22 2. Schott's Opposition to the Motion to Change Venue shall be due no later than
 23 September 9, 2010.
- 24 3. Defendants Ivy and BNY Mellon's Reply to the Opposition to the Motion to
 25 Change Venue shall be due no later than September 23, 2010.
- 26
 27

1 4. If the Court denies the Motion to Change Venue, Defendants Ivy and BNY
2 Mellon may file a motion to dismiss the Complaint no later than 20 days from entry of this
3 Court's order denying the Motion to Change Venue.

4 **IT IS SO ORDERED.**

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7 Date: August 13, 2010



THE HONORABLE LUCY H. KOH
United States District Judge