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6 Attorneys for Plaintiff  
 7 WILLIAMS-SONOMA, INC.

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

11 WILLIAMS-SONOMA, INC., a California  
 corporation,

12 Plaintiff,

13 v.

14 TRADEWINDS TEXTILES, INC., a  
 15 Massachusetts corporation, TUESDAY  
 MORNING CORP., a Texas corporation,

16 Defendants.  
 17

Case No. CV 10 2727 RMW

**NOTICE OF TENTATIVE  
 SETTLEMENT AND STIPULATION  
 AND [] ORDER FOR  
 RELIEF FROM CASE  
 MANAGEMENT SCHEDULE**

18  
 19 Pursuant to Civil L.R. 16-2(d) and (e) and 7-12, Plaintiff Williams-Sonoma, Inc. (“WSI”) and  
 20 Defendants Tradewinds Textiles, Inc. (“Tradewinds”) and Tuesday Morning Corp. (“Tuesday  
 21 Morning”) stipulate to, and request an Order, revising the Case Management Schedule.

22 **STIPULATION**

23 WSI filed this action on June 22, 2010;

24 Under the current Case Management Schedule, Case Management Conference Statements are  
 25 due October 29, 2010 and an Initial Case Management Conference is scheduled for November 5,  
 26 2010;

27 The Parties have agreed in principle to the terms of a Settlement Agreement that requires the  
 28 Parties to file a Stipulation to Final Judgment and Permanent Injunction and a [Proposed] Judgment

1 within ten (10) days after full execution of the Settlement Agreement and a Stipulation of Dismissal of  
2 all other claims pursuant to Federal Rule of Civil Procedure 41 (a)(1)(A)(ii) within five (5) days after  
3 full execution of the Settlement Agreement;

4 Counsel for all Parties have conferred and support this request for relief;

5 ACCORDINGLY, the Parties hereby stipulate to a proposed revised case management  
6 schedule continuing the Case Management Conference currently scheduled for November 5, 2010  
7 until November 26, 2010 or as soon thereafter as the Court's schedule permits. This stipulation does  
8 not require any other changes in the case schedule.

9  
10 DATED: October 29, 2010

By: /s/ Robert D. Tadlock

11 Robert D. Tadlock  
TOWNSEND AND TOWNSEND AND CREW LLP

12 Attorneys for Plaintiff  
13 WILLIAMS-SONOMA, INC.

14 DATED: October 29, 2010

By: /s/ Perry J. Narancic

15 Perry J. Narancic

16 Attorneys for Defendant  
TRADEWINDS TEXTILES, INC.

17 DATED: October 29, 2010

By: /s/ Parker D. Young

18 Parker D. Young

19 Attorneys for Defendant  
20 TUESDAY MORNING, CORP.

1 SIGNATURE ATTESTATION

2 Pursuant to General Order No. 45(X)(B), I hereby attest that I have obtained the  
3 concurrence in the filing of this document from all the signatories for whom a signature is  
4 indicated by a “conformed” signature (/s/) within this e-filed document and I have on file records  
5 to support this concurrence for subsequent production for the court if so ordered or for inspection  
6 upon request.

7 Dated: October 29, 2010

By: /s/ Robert D. Tadlock  
8 Robert D. Tadlock  
TOWNSEND AND TOWNSEND AND CREW LLP  
9 Attorneys for Plaintiff, WILLIAMS-SONOMA, INC.

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**ORDER**

PURSUANT TO STIPULATION IT IS SO ORDERED

**The Court continues the Case Management Conference to December 3, 2010 @ 10:30 a.m.**

11/4/10  
\_\_\_\_\_  
DATE

*Ronald M. Whyte*  
\_\_\_\_\_  
THE HON. RONALD M. WHYTE  
UNITED STATES DISTRICT COURT JUDGE