

1 TOWNSEND AND TOWNSEND AND CREW LLP  
 GREGORY S. GILCHRIST (Bar # 111536)  
 2 TALI L. ALBAN (Bar # 233694)  
 ROBERT D. TADLOCK (Bar # 238479)  
 3 Two Embarcadero Center, 8th Floor  
 San Francisco, California 94111  
 4 Telephone: (415) 576-0200  
 Facsimile: (415) 576-0300  
 5 E-mail: gsgilchrist@townsend.com; tlalban@townsend.com;  
 rtadlock@townsend.com

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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,

Plaintiff,

v.

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

Defendants.

Case No. CV 10 2727 RMW

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

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 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.

**STIPULATION**

23 WSI filed this action on June 22, 2010;

24 Under the current Case Management Schedule, Case Management Conference Statements  
 25 were due November 29, 2010 and an Initial Case Management Conference is scheduled for December  
 26 3, 2010;

27 The Parties have agreed to the terms of a Settlement Agreement that requires the Parties to file  
 28 a Stipulation to Final Judgment and Permanent Injunction and a [Proposed] Judgment within ten (10)

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

4 The above-mentioned documents will be filed as soon as the payment called for in the  
5 settlement agreement is received and processed;

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

7 ACCORDINGLY, the Parties hereby stipulate to a proposed revised case management  
8 schedule continuing the Case Management Conference currently scheduled for December 3, 2010  
9 until January 7, 2011 or as soon thereafter as the Court’s schedule permits. This stipulation does not  
10 require any other changes in the case schedule.

11  
12 DATED: December 1, 2010 By: /s/ Robert D. Tadlock  
13 Robert D. Tadlock  
14 TOWNSEND AND TOWNSEND AND CREW LLP  
15 Attorneys for Plaintiff  
WILLIAMS-SONOMA, INC.

16 DATED: December 1, 2010 By: /s/ Perry J. Narancic  
17 Perry J. Narancic  
18 Attorneys for Defendant  
19 TRADEWINDS TEXTILES, INC.

20 DATED: December 1, 2010 By: /s/ Parker D. Young  
21 Parker D. Young  
22 Attorneys for Defendant  
23 TUESDAY MORNING, CORP.  
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SIGNATURE ATTESTATION

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

Dated: December 1, 2010

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

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**ORDER**

PURSUANT TO STIPULATION IT IS SO ORDERED

12/2/10

\_\_\_\_\_  
DATE

*Ronald M. Whyte*

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THE HON. RONALD M. WHYTE  
UNITED STATES DISTRICT COURT JUDGE