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17 Attorneys for Defendants

18  
 19 **UNITED STATES DISTRICT COURT**

20 **NORTHERN DISTRICT OF CALIFORNIA (SAN JOSE)**

21 Adobe Systems Incorporated, )  
 22 )  
 Plaintiff, )  
 23 v. )  
 24 Adam Childers, an individual and d/b/a )  
 www.softwaremedia.com; SoftwareMedia.com, )  
 25 Inc. and Does 1 – 10, inclusive, )  
 26 Defendants. )

Case No. CV10-3571 JF  
**STIPULATION TO CONTINUE CASE  
 MANAGEMENT CONFERENCE AND  
 [PROPOSED] ORDER**  
**Date: December 3, 2010**  
**Time: 10:30 a.m.**  
**Court: Hon. Jeremy Fogel**

1            PLAINTIFF Adobe Systems Incorporated (“Plaintiff”) and Defendants Adam Childers, an  
2 individual and d/b/a www.softwaremedia.com, and SoftwareMedia.com, Inc. (collectively  
3 “Defendants”), by and through their respective counsel of record, hereby stipulate and agree as  
4 follows:  
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6            WHEREAS Plaintiff filed its complaint on or about August 13, 2010;

7            WHEREAS Defendants received copies of the Summons and Complaint on or about  
8 September 27, 2010, apprising them of this Action;

9            WHEREAS Defendants filed a Motion to Dismiss for Lack of Personal Jurisdiction,  
10 Improper Venue and Insufficient Process, or in the Alternative, Motion to Transfer Venue  
11 (“Motion”) on or about October 18, 2010;

12            WHEREAS the hearing on Defendants’ Motion is set for January 7, 2011;

13            WHEREAS Defendants have not yet filed an Answer;

14            WHEREAS continuing the Case Management Conference and all corresponding deadlines  
15 will provide the Parties with additional time to engage in discussions to resolve this matter as well  
16 as for the Court to hear Defendants’ Motion; and  
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1 NOW, THEREFORE, Plaintiff and Defendants stipulate and request the Court continue the  
2 Joint Case Management Conference for approximately ninety (90) days, or not earlier than March  
3 4, 2011.

4 IT IS SO STIPULATED.

5  
6 DATED: Nov 17, 2010

J. Andrew Coombs, A Professional Corp.

7 By: Nicole L Drey  
8 J. Andrew Coombs  
9 Nicole L. Drey  
Attorneys for Plaintiff Adobe Systems Incorporated

10 DATED: November 16, 2010

Burnham Brown

11 By: [Signature]  
12 Derek H. Lim  
13 Melissa A. Horst  
14 Attorney for Defendants Adam Childers and  
SoftwareMedia.com, Inc.

15  
16 ~~PROPOSED~~ ORDER

17 PURSUANT TO REQUEST, IT IS SO ORDERED.

18 DATED: November 19, 2010

19  
20 [Signature]  
21 Jeremy Engel  
22 UNITED STATES DISTRICT JUDGE  
23  
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**PROOF OF SERVICE**

I, the undersigned, certify and declare that I am over the age of 18 years, employed in the County of Los Angeles, and not a party to the above-entitled cause. I am employed by a member of the Bar of the United States District Court of California. My business address is 517 E. Wilson Ave., Suite 202, Glendale, California 91206.

On November 17, 2010, I served on the interested parties in this action with the:

**STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE AND  
[PROPOSED] ORDER**

for the following civil action:

Adobe Systems Incorporated v. Childers, et al.

by placing a true copy thereof in an envelope to be immediately sealed thereafter. I am readily familiar with the office's practice of collecting and processing correspondence for mailing. Under that practice it would be deposited with the United States Postal Service on the same day with postage thereon fully prepaid at Glendale, California in the ordinary course of business. I am aware that on motion of the party served, service presumed invalid if postal cancellation date or postage meter is more than one day after date of deposit for mailing in affidavit.

Derek H. Lim Melissa A. Horst Burnham Brown P.O. Box 119 Oakland, CA 94604	Maralyn M. English Snow, Christensen & Martineau 10 Exchange Place, Eleventh Floor P.O. Box 45000 Salt Lake City, UT 84145
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Place of Mailing: Glendale, California.  
Executed on November 17, 2010, at Glendale, California.

\_\_\_\_\_  
/s Nicole L. Drey  
Nicole L. Drey