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THE MILLS LAW FIRM
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ZELDA LACKNER
Plaintiff,
v.
DIGITAL FIRST MEDIA, INC.
Defendant.

Case No. CV 12-03243 LKH
CLASS ACTION:
STIPULATION REGARDING BRIEFING
SCHEDULE FOR DEFENDANT’S MOTION
TO DISMISS

1 WHEREAS, on August 24, 2012, Defendant Digital First Media, Inc. (“Defendant”), filed
2 a motion to dismiss Plaintiff Zelda Lackner’s (“Plaintiff”) complaint pursuant to Fed. R. Civ. P.
3 12(b)(6);

4 WHEREAS, due to previously scheduled travel in the coming weeks, Plaintiff’s counsel
5 requested additional time to respond to Defendant’s motion to dismiss;

6 WHEREAS, the instant motion to dismiss is not set for hearing until December 20, 2012;

7 WHEREAS, Defendant is amenable to granting Plaintiff an extension of time to file an
8 opposition to the motion to dismiss to Friday, October 5, 2012;

9 WHEREAS, Plaintiff is amenable to granting Defendant an extension of time to file a
10 reply to Plaintiff’s opposition to the motion to dismiss to Friday, November 2, 2012.

11 **STIPULATION**

12 NOW THEREFORE, it is stipulated and agreed to between Defendant and Plaintiff that
13 Plaintiff shall have until and including Friday, October 5, 2012, to file an opposition to
14 Defendant’s motion to dismiss.

15 It is further stipulated and agreed to between Defendant and Plaintiff that Defendant shall
16 have until and including Friday, November 2, 2012, to file a reply to Plaintiff’s opposition to said
17 motion to dismiss.

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1 Dated: August 29, 2012

2 Respectfully submitted,
3 **THE MILLS LAW FIRM**

4 By: /s/ Joshua D. Boxer
5 Robert W. Mills (SBN 062154)
6 Joshua D. Boxer (SBN 226712)
7 Corey B. Bennett (SBN 267816)
8 Attorneys for Plaintiff Zelda Lackner

9 Dated: August 29, 2012

10 **COOLEY LLP**

11 By: /s/ Darcie A. Tilly
12 Michelle C. Doolin (179445)
13 Christopher B. Durbin (218611)
14 Darcie A. Tilly (239715)
15 Attorneys for Defendant
16 DIGITAL FIRST MEDIA, INC.

1 **THE MILLS LAW FIRM**

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

11 **ZELDA LACKNER**

12 **Plaintiff,**

13 **v.**

14 **DIGITAL FIRST MEDIA, INC.**

15 **Defendant.**

Case No. CV 12-03243 LKH

CLASS ACTION:

**~~PROPOSED~~ ORDER GRANTING
STIPULATION REGARDING BRIEFING
SCHEDULE FOR DEFENDANT'S MOTION
TO DISMISS**

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28 **LACKNER v. DIGITAL FIRST MEDIA, INC.**

**~~PROPOSED~~ ORDER RE: STIPULATION RE: TIME TO RESPOND TO DEFENDANT'S
MOTION TO DISMISS**

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ORDER

The Court, having reviewed the Parties' Stipulation re Briefing Schedule for Defendant's Motion to Dismiss, and GOOD CAUSE APPEARING THEREFOR, **IT IS HEREBY ORDERED** that:

1. Plaintiff shall have until and including Friday, October 5, 2012, to file an opposition to Defendant's motion to dismiss; and
2. Defendant shall have until and including Friday, November 2, 2012, to file a reply to Plaintiff's opposition to said motion to dismiss.

IT IS SO ORDERED.

Dated: August 30, 2012



HONORABLE LUCY H. KOH
UNITED STATES DISTRICT COURT JUDGE