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6 Attorneys for Defendant
 7 McAfee, INC.

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

12 JENNIFER BILODEAU,
 13 Plaintiff,

14 v.

15 McAfee, INC., and CAPITAL
 16 INTELLECT, INC.,
 17 Defendants.

Case No. CV 12-04589 LHK

**STIPULATION AND [PROPOSED]
 ORDER RE RESCHEDULING OF
 HEARING RE McAfee, INC.'S MOTION
 TO DISMISS COMPLAINT
 [U.S. Const. art. III, Fed. R. Civ. P. 9(b),
 12(b)(6)] AND CASE MANAGEMENT
 CONFERENCE**

Date: May 2, 2013
 Time: 1:30 p.m.
 Courtroom: 8

Complaint filed: August 31, 2012
 Trial date: None set
 Judge: Hon. Lucy H. Koh

23 WHEREAS defendant McAfee, Inc. ("McAfee") filed a Motion to Dismiss
 24 Complaint on November 9, 2012, setting the hearing on the Court's earliest available hearing date
 25 of March 28, 2013; and

26 WHEREAS the Court subsequently reset the hearing to May 2, 2013 and also set a
 27 Case Management Conference for that date; and

28 WHEREAS counsel for McAfee is on the National Board of Directors of Lambda

1 Legal, a non-profit organization, which has scheduled its next Board meeting for May 3 and 4 in
2 New York, requiring that counsel travel to New York on May 2; and

3 WHEREAS the parties therefore have agreed to postpone the hearing on the
4 Motion to Dismiss and the Case Management Conference to any other Thursday in May 2013, or
5 another date that is convenient to the Court.

6 NOW THEREFORE, PLAINTIFF AND McAFEE, BY AND THROUGH THEIR
7 COUNSEL hereby stipulate as follows:

8 The hearing on McAfee's Motion to Dismiss and the Case Management
9 Conference, currently set for May 2, 2013, shall be postponed to another Thursday in May 2013,
10 or another date that is convenient to the Court.

11 SO STIPULATED.

12 Dated: March 26, 2013

STEIN & LUBIN LLP

13 By: /s/ Daniel K. Slaughter

14 Daniel K. Slaughter
15 Attorneys for Defendant
McAFEE, INC.

16 Dated: March 26, 2013

EDELSON LLC

17 By: /s/ Benjamin H. Richman

18 Benjamin H. Richman
19 Attorneys for Plaintiff
JENNIFER BILODEAU

20 **PURSUANT TO STIPULATION IT IS SO ORDERED**

21 McAfee's Motion to Dismiss and the Case Management Conference, currently set for
22 May 2, 2013 at 1:30 p.m., shall be re-set for June 13, 2013 at 1:30 p.m.

23 Dated: April 3, 2013

24 Lucy H. Koh
25 The Honorable Lucy H. Koh
26 United States District Court Judge