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E-FILED: December 7, 2012

7 Attorneys for Defendant
iOFFER, INC.

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 10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN JOSE DIVISION

FENWICK & WEST LLP
ATTORNEYS AT LAW
SAN FRANCISCO

13 P.S. PRODUCTS, INC., an Arkansas
14 corporation, and BILLY PENNINGTON, an
individual,

15 Plaintiffs,

16 v.

17 iOFFER, INC., a California corporation,

18 Defendant.
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Case No.: 12-cv-4933 HRL

**STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING TIME TO
RESPOND TO COMPLAINT**

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21 WHEREAS, Plaintiffs P.S. Products and Billy Pennington (collectively, "P.S. Products")
22 filed the above-captioned case on or about September 20, 2012;

23 WHEREAS, on October 25, 2012 Plaintiffs P.S. Products, Inc. and Billy Pennington
24 (collectively, "P.S. Products") and Defendant iOffer, Inc. ("iOffer") (collectively, the "Parties")
25 filed a Stipulation to Extend Time to Respond until December 3, 2012 to allow the Parties time to
26 discuss the possibility of early settlement;

27 WHEREAS, on October 26, 2012 the Court issued an Order extending iOffer's time to
28 respond until December 3, 2012;

1 WHEREAS, the Parties are currently negotiating settlement;

2 WHEREAS, Plaintiffs P.S. Products, Inc. and Billy Pennington (collectively, “P.S.
3 Products”) and Defendant iOffer, Inc. (“iOffer”) have agreed that the time for iOffer to answer or
4 otherwise respond to plaintiff’s compliant is extended until December 17, 2012;

5 WHEREAS, this Stipulation does not constitute a waiver by P.S. Products or iOffer of any
6 defense, including but not limited to the defenses of lack of personal jurisdiction, lack of subject
7 matter jurisdiction, improper venue, sufficiency of process or service of process;

8 Now, therefore, pursuant to Civil Local Rules 6 and 7-12, the Parties, by and through their
9 respective counsel of record, hereby stipulate as follows:

10 1. The deadline for iOffer to answer or otherwise respond to plaintiff’s compliant is
11 extended until December 17;

12 2. All other deadlines shall remain the same.

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14 IT IS SO STIPULATED.

15 Dated: November 30, 2012

FENWICK & WEST LLP

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By: _____ /s/ Ryan J. Marton
Ryan J. Marton
Attorneys for Defendant
iOFFER, INC.

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21 Dated: November 30, 2012

STEWART LAW FIRM

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By: _____ /s/ Chris H. Stewart
Chris H. Stewart
Attorneys for Plaintiffs
P.S. PRODUCTS, INC. and
BILLY PENNINGTON

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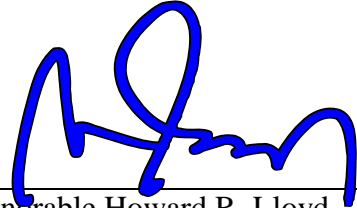
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PROPOSED ORDER

Pursuant to Stipulation, it is SO ORDERED.

Dated: December 7, 2012



Honorable Howard R. Lloyd
United States Magistrate Judge

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