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VENTURE CORPORATION AND

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FITEQ, INC.

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

15 FITEQ, INC.,

16 Plaintiff,

17 v.

18 VENTURE CORPORATION AND
19 CEBELIAN HOLDING PTE, LTD.,

20 Defendant.

Case No. 13-cv-01946-EJD

**STIPULATION AND ~~PROPOSED~~
ORDER REGARDING EXTENSION
OF TIME TO RESPOND TO
PLAINTIFF FITEQ, INC.'S MOTION
FOR PRELIMINARY INJUNCTION**

21 Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiff FiTeq, Inc. ("FiTeq" or "Plaintiff")
22 and Defendants Venture Corporation ("Venture" or "Defendant") and Cebelian Holding Pte, Ltd.
23 ("Cebelian" or Defendant") hereby stipulate through their respective counsel of record as follows:

24 WHEREAS, on September 13, 2013, Plaintiff filed its Notice of Motion and Motion for
25 Preliminary Injunction (hereafter, "Motion") requesting an Order to be entered requiring
26 Defendant Venture to produce certain documentation;

27 WHEREAS, Ventures' Opposition to the Motion is currently due on or before September

28 Stipulation and [Proposed]
Order Regarding Extension
of Time to Respond

Case No. 13-CV-01946-EJD

1 27, 2013;

2 WHEREAS, Venture has requested an extension of time as set forth below, the Parties
3 stipulate and agree that Venture's Opposition to FiTeq's Motion is due one week later than its
4 presently scheduled due date of September 27, 2013, i.e., by October 4, 2013, and FiTeq's Reply
5 Brief is due by October 11, 2013; and

6 WHEREAS FiTeq's agreement to the extension is conditioned upon there being no
7 extension of the date of hearing, so that the Parties stipulate that this change in the briefing
8 schedule shall not change the hearing date of October 18, 2013 at 9:00 a.m.;

9 WHEREAS, no trial date has yet been set in this action;

10 WHEREAS, the Parties have not requested nor received any previous extensions of time
11 related to the Motion;

12 WHEREAS, this extension will not affect or change the other dates currently scheduled
13 by the Court; and

14 NOW THEREFORE the Parties through their undersigned counsel hereby stipulate and
15 request that the Court grant, pursuant to Civil Local Rule 6-2, that Venture's time to oppose the
16 Motion is extended to October 4, 2013 and that FiTeq's time to file its reply brief is extended to
17 October 11, 2013, while the hearing date shall remain unchanged, on October 18, 2013.

18 IT IS SO STIPULATED.
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28 Stipulation and [Proposed]
Order Regarding Extension
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Dated: September 17, 2013

SNELL & WILMER L.L.P.

By: /s/ David E. Rogers
Sid Leach
David E. Rogers
David G. Barker
Jacob C. Jones

*Attorneys for Defendant
Venture Corporation and Cebelian Holding
Pte, LTD.*

HOSIE RICE LLP

By: /s/ Spencer Hosie
Spencer Hosie
Attorneys for FiTeq, Inc.

Stipulation and [Proposed]
Order Regarding Extension
of Time to Respond

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ATTESTATION

I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic filing of this document has been obtained from the other signatories.

Dated: September 17, 2013

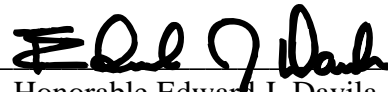
/s/ David E. Rogers
David E. Rogers

Stipulation and [Proposed]
Order Regarding Extension
of Time to Respond

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION IT IS ORDERED THAT (1) Defendants' time to oppose FiTeq's Motion for Preliminary Injunction is extended to October 4, 2013, such that Defendant will be deemed to have timely filed and served its opposition if filed and served by October 4, 2013, (2) FiTeq's time to file its reply brief is extended to October 11, 2013, such that FiTeq will have deemed to have timely filed and served its reply brief if filed and served by October 11, 2013, and (3) the hearing date for the Motion shall remain on October 18, 2013 at 9:00 a.m.

Dated: September 18, 2013



Honorable Edward J. Davila
U.S. District Court Judge

Stipulation and [Proposed]
Order Regarding Extension
of Time to Respond