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ARNOLD & PORTER LLP
Michael A. Berta (SBN 194650)
michael.bera@aporter.com
Carolyn A. Pearce (SBN 289681)
carolyn.pearce@aporter.com
Three Embarcadero Center, 10th Floor
San Francisco, CA 94111-4024
Telephone: +1 415.471.3100
Facsimile: +1 415.471.3400

Attorneys for Defendant ADOBE SYSTEMS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

DAVID HELLER,

Plaintiff,

vs.

ADOBE SYSTEMS, INC.,

Defendant.

Case No.:15-CV-4658-NC

**STIPULATION TO CONTINUE INITIAL
CASE MANAGEMENT CONFERENCE
TO JANUARY 27, 2016 AND ADJUST
CERTAIN ASSOCIATED DEADLINES
ACCORDINGLY; ORDER THEREON**

Judge: Hon. Nathanael Cousins

1 The parties stipulate, and ask the Court to enter an order, as follows:

2 1. The Initial Case Management Conference in the above-captioned matter is currently
3 set for January 6, 2015.

4 2. Defendant Adobe Systems, Inc. has filed a motion to dismiss Plaintiff David Heller's
5 Complaint pursuant to Federal Rule of Civil Procedure 12(b)(6) ("Defendant's Motion") (Doc.
6 #12). That motion is currently set to be heard on January 27, 2016.

7 3. Defendant believes that setting the initial Case Management Conference and the
8 hearing on Defendant's Motion on the same day would be more convenient for the parties as well as
9 promote judicial efficiency and economy. Plaintiff does not oppose Defendant's request.

10 4. Under the current schedule, the deadline for the initial Case Management Statement,
11 Rule 26(f) Report, and initial disclosures is December 30, 2015.

12 5. Defendant Adobe's offices are closed for the holidays from December 23, 2015
13 through January 1, 2016, making it difficult for defense counsel to confer with the client regarding
14 initial disclosures, Rule 26(f) Report, and the initial Case Management Statement currently due on
15 December 30, 2015.

16 6. Defendant requests that the deadline for filing a Rule 26(f) Report, the initial Case
17 Management Statement, and initial disclosures be continued until January 20, 2016. Plaintiff does
18 not oppose Defendant's request.

19 7. The parties have agreed to keep all other case schedule deadlines (the Rule 26(f)
20 conference and ADR deadlines of December 16, 2015) the same.

21 8. This is the first continuance requested for the initial Case Management Conference
22 and certain associated deadlines. This request is not being made for the purposes of delay.

23 9. It is therefore stipulated and agreed by Plaintiff and Defendant, through their
24 respective attorneys of record, that the case management schedule be revised as follows:

ORDER

Having reviewed the Stipulation of the parties, and good cause appearing:

IT IS HEREBY ORDERED THAT the initial Case Management Conference in this action, currently set for January 6, 2016, be continued to January 26, 2016 at 1:00 p.m., and the deadline for the Rule 26(f) Report, Rule 26 initial disclosures, and initial Case Management Statement is continued to January 20, 2016.

Date: December 16, 2015

THE HONORABLE NATHANAEL M. COUSINS
UNITED STATES DISTRICT COURT



