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17 Attorneys for Defendant  
18 Franklin Sports, Inc.

19 UNITED STATES DISTRICT COURT  
20 NORTHERN DISTRICT OF CALIFORNIA  
21 OAKLAND DIVISION

22 SAN FRANCISCO TECHNOLOGY, INC.  
23 Plaintiff,  
24 vs.  
25 FRANKLIN SPORTS, INC.  
26 Defendant.

27 Case No. C10-05210 PJH  
28 **STIPULATION OF TRANSFER  
AND ORDER**  
Judge: Hon. Phyllis J. Hamilton

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1 Plaintiff San Francisco Technology, Inc. (“SF Tech”) and Defendant Franklin Sports, Inc.  
2 (“Franklin”), by and through their respective counsel, jointly stipulate as follows.

3 WHEREAS Franklin filed a motion seeking dismissal of SF Tech’s claims against  
4 Franklin pursuant to Fed. R. Civ. P. 9(b) and 12(b)(6), and, in the alternative, to transfer this  
5 action to the United States District Court for the District of Massachusetts pursuant to 28 U.S.C. §  
6 1404(a) (D.I. 19).

7 WHEREAS SF Tech does not oppose Franklin's request to transfer venue to the District of  
8 Massachusetts.

9 NOW THEREFORE, IT IS HEREBY STIPULATED by and between counsel for the  
10 undersigned parties as follows:

- 11 1. The court may transfer this case to the United States District Court for the District of  
12 Massachusetts; and  
13 2. Franklin’s Motion to Dismiss is deferred for ruling by the District of Massachusetts.

14  
15 **SIGNATURES**

16 In accordance with General Order 45.X.B., Gerald B. Hrycyszyn, counsel for Franklin,  
17 attests that each other signatory listed below has concurred in this filing.

18  
19 Date: March 23, 2011

Mount, Spelman & Fingerman, P.C.,  
/s/ Daniel H. Fingerman  
Counsel for San Francisco Technology, Inc.

20  
21 Date: March 23, 2011

Wolf, Greenfield & Sacks, P.C.  
/s/ Gerald B. Hrycyszyn  
Counsel for Franklin Sports Inc.

22  
23  
24 PURSUANT TO STIPULATION, IT IS SO ORDERED. This case will be transferred to the  
25 District of Massachusetts and the Motion to Dismiss deferred for ruling by the District of  
26 Massachusetts.

27 Dated: 3/23/11

HON. PHYLLIS J. HAMILTON  
United States District Court

