

THE HONORABLE JOHN C. COUGHENOUR

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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

JAMES S. GORDON, Jr., a married individual, d/b/a 'GORDONWORKS.COM'; OMNI INNOVATIONS, LLC., a Washington limited liability company;

Plaintiffs,

v.

VIRTUMUNDO, INC, a Delaware corporation d/b/a ADKNOWLEDGEMAIL.COM; ADKNOWLEDGE, INC., a Delaware corporation, d/b/a ADKNOWLEDGEMAIL.COM; SCOTT LYNN, an individual; and JOHN DOES, 1-X,

Defendants.

No. CV06-0204JCC

STIPULATION AND [PROPOSED] ORDER MODIFYING DISCOVERY CUTOFF AND OTHER DATES

STIPULATION

WHEREAS, pursuant to Fed. R. Civ. P. 16(f), the last court day to complete discovery and file and serve motions to compel discovery is December 15, 2006.

1 WHEREAS, pursuant to the Court's June 13, 2006 order (Dkt. #27), the dispositive
2 motions filing deadline is December 22, 2006.

3 WHEREAS, the parties have met and conferred in good faith regarding scheduling
4 depositions in this case. As a result of the holiday season and the diverse locations of the
5 deponents, the parties have been unable to find mutually convenient dates to conduct
6 depositions of fact witnesses in this case on or prior to December 15, 2006.
7

8 WHEREAS, the parties respectfully request that the Court modify the June 13, 2006
9 scheduling order (Dkt. #27) to extend certain dates as follows:

- 10 • Extend the deadline for the parties to depose fact witnesses thirty (30) days to
11 January 15, 2007; and
- 12 • Extend the general dispositive motions filing deadline provided in Dkt. #27
13 thirty (30) days to January 22, 2007.
14

15 WHEREAS, the parties agree that all other dates, including the court-ordered deadline
16 for Plaintiffs' motion for summary judgment (*see* Dkt. #46), shall remain unmodified.

17 DATED this _____ day of November, 2006.

18
19 NEWMAN & NEWMAN, LLP
Attorneys for Defendants

MERKLE SIEGEL & FRIEDRICHSEN, P.C.
Attorneys for Plaintiffs

20
21 /s/ Roger M. Townsend
By _____
22 Derek A. Newman, WSBA # 26967
23 Roger M. Townsend, WSBA # 25525

/s/ Robert Siegel with authorization
By _____
24 Robert J. Siegel WSBA# 17312

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ORDER

Pursuant to stipulation of counsel, it is hereby ORDERED, as follows:

1. The deadline for the parties to depose fact witnesses is extended thirty (30) days to January 16, 2007;

2. The general motions filing deadline provided in Dkt. #27 is extended thirty (30) days to January 22, 2007.

All other dates and schedules, including but not limited to those set forth in the Court's Minute Order (Dkt. #46), shall remain unmodified.

DATED this 27th day of November, 2006.



THE HONORABLE JOHN C. COUGHENOUR
UNITED STATES DISTRICT JUDGE