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THE HONORABLE ROBERT S. LASNIK

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

DOMAIN NAME COMMISSION LIMITED,
Plaintiff,
v.
DOMAINTOOLS, LLC,
Defendant.

Case No. 2:18-CV-874

**STIPULATION AND ORDER FOR
BRIEFING SCHEDULE AND STAY**

1 **STIPULATION**

2 Plaintiff Domain Name Commission Limited (DNCL) and Defendant DomainTools,
3 LLC (DomainTools), by and through their undersigned counsel, hereby stipulate to the below
4 briefing schedule pertaining to DomainTools’ forthcoming motion to dismiss as well as a stay
5 of discovery pending briefing and resolution of DomainTools’ motion to dismiss. In support
6 of this stipulation, the parties state as follows:

7 1. On September 12, 2018, the Court entered an order granting in part DNCL’s
8 request for a preliminary injunction. Dkt. No. 43.

9 2. On September 26, 2018, DomainTools filed a motion to dismiss Plaintiff’s
10 complaint, with a noting date of October 19, 2018. Dkt. No. 46.

11 3. On October 17, 2018, DNCL filed an amended complaint that included
12 additional allegations in support of its three claims. Dkt. No. 54.

13 4. On October 12, 2018, DomainTools filed a notice of appeal. Dkt. No. 52.

14 5. On October 30, 2018, this Court stayed this matter in its entirety pending
15 resolution of DomainTools’ appeal. Dkt. No. 56.

16 6. On July 17, 2019, the Ninth Circuit Court of Appeals affirmed this Court’s
17 preliminary injunction ruling and issued the mandate on August 8, 2019. Dkt Nos. 58, 59.

18 7. DomainTools has indicated its intent to file a motion to dismiss DNCL’s claims
19 under the federal Computer Fraud and Abuse Act and the Washington Consumer Protection
20 Act.

21 8. The parties hereby stipulate and agree to the following briefing schedule:

- 22 • DomainTools’ Motion to Dismiss: Due September 3, 2019.
- 23 • DNCL’s Response to DomainTools’ Motion to Dismiss: Due October 1,
24 2019.
- 25 • DomainTools’ Reply ISO Motion to Dismiss: Due October 22, 2019.

26 9. The parties further agree and stipulate to stay all discovery until fourteen (14)
27 days after this Court enters an order on DomainTools’ forthcoming motion to dismiss.
28

1 IT IS SO STIPULATED.

2 DATED this 15th day of August, 2019.

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