

1 SIMON J. FRANKEL (State Bar No. 171552)  
E-Mail: sfrankel@cov.com  
2 MARGARET D. WILKINSON (State Bar No. 244965)  
E-Mail: mwilkinson@cov.com  
3 COVINGTON & BURLING LLP  
One Front Street, 35th Floor  
4 San Francisco, California 94111  
Telephone: (415) 591-6000  
5 Facsimile: (415) 591-6091

\*\*E-Filed 2/22/2010\*\*

6 Attorneys for Defendants  
THE HAIN CELESTIAL GROUP, INC.,  
7 KISS MY FACE CORPORATION,  
and LEVLAD, LLC  
8  
9  
10

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

14 ALL ONE GOD FAITH, INC., d/b/a DR.  
15 BRONNER'S MAGIC SOAPS, a California  
corporation,

16 Plaintiff,

17 vs.

18 THE HAIN CELESTIAL GROUP, INC., a  
19 Delaware corporation; KISS MY FACE  
CORPORATION, a New York corporation;  
20 LEVLAD, LLC, a California limited  
liability company; YSL BEAUTE, INC., a  
21 New York corporation; GIOVANNI  
COSMETICS, INC., a California  
22 corporation; COSWAY COMPANY, INC.,  
a California corporation; COUNTRY LIFE,  
23 LLC, a New York limited liability company;  
ORGANIC AND SUSTAINABLE  
24 INDUSTRY STANDARDS, INC., a  
Nevada corporation; ECOCERT FRANCE  
25 (SAS), a French corporation; and  
ECOCERT, INC., a Delaware corporation;

26  
27 Defendants.  
28

Civil Case No.: CV-09-3517 JF (HRL)

**STIPULATION TO SET BRIEFING  
SCHEDULE FOR DEFENDANTS'  
MOTIONS TO DISMISS THIRD  
AMENDED COMPLAINT;  
[PROPOSED] ORDER**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**IT IS HEREBY STIPULATED**, by and between the parties hereto, that: (i) Defendants may have until and including Tuesday, February 16, 2010 to file their Motions to Dismiss the Third Amended Complaint; (ii) Plaintiff may have until and including Friday, April 2, 2010 to file its Opposition to the Motions to Dismiss; and (ii) Defendants may have until and including Friday, April 16, 2010 to file their Reply to Plaintiff's Opposition.

**GOOD CAUSE** exists for this Stipulation, as follows:

1. On January 27, 2010, the Court approved the Parties' stipulation that Defendants would have until and including Monday, February 15, 2010 to respond to Plaintiff's Third Amended Complaint;

2. Since Monday, February 15, 2010 is a court holiday, the parties have agreed that Defendants may file their Motions to Dismiss the Third Amended Complaint on Tuesday, February 16, 2010;

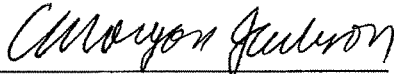
3. Defendants have reserved Friday, April 30, 2010 on the Court's calendar for the hearing of the Motions to Dismiss the Third Amended Complaint, and Plaintiff has agreed to this date; and

4. The parties have agreed that Plaintiff may have until and including Friday, April 2, 2010 to file its Opposition to the Motions to Dismiss the Third Amended Complaint, and that Defendants may have until and including Friday, April 16, 2010 to file their Reply to Plaintiff's Opposition.

Accordingly, the parties request that the Court approve the briefing schedule to which they have agreed.

DATED: February 12, 2010

FARELLA BRAUN & MARTEL LLP  
SANDLER, REIFF & YOUNG PC

By:   
MORGAN T. JACKSON  
Attorneys for Plaintiff  
ALL ONE GOD FAITH, INC., d/b/a  
DR. BRONNER'S MAGIC SOAPS

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

COVINGTON & BURLING LLP

By:                   /s/                    
MARGARET D. WILKINSON  
Attorneys for Defendants THE HAIN  
CELESTIAL GROUP, INC.; KISS MY  
FACE CORPORATION; and  
LEVLAD, LLC

GREENBERG TRAURIG LLP

By:                   /s/                    
JAMES M. MATTESICH  
Attorneys for Defendant YSL  
BEAUTE, INC.

LEWITT, HACKMAN, SHAPIRO,  
MARSHALL & HARLAN LLP

By:                   /s/                    
STEPHEN T. HOLZER  
Attorneys for Defendant GIOVANNI  
COSMETICS, INC.

WESTRUP KLICK LLP

By:                   /s/                    
RHONDA KLICK  
Attorneys for Defendant COSWAY  
COMPANY, INC.

HOWREY LLP  
AJ ROTONDI, PLLC

By:                   /s/                    
BENJAMIN K. RILEY  
Attorneys for Defendant COUNTRY  
LIFE, L.L.C.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

ROPER, MAJESKI, KOHN &  
BENTLEY

By: \_\_\_\_\_ /s/  
THOMAS H. CLARKE, JR.  
Attorneys for Defendants  
ECOCERT FRANCE (SAS) and  
ECOCERT, INC.

**[PROPOSED] ORDER**

**[Local Rules 7-12 and 16-2 (e)]**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: 2/22/2010

  
\_\_\_\_\_  
Hon. Jeremy Fogel  
United States District Judge

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**ATTESTATION**

I, Margaret D. Wilkinson, am the ECF user whose User ID and Password are being used to file the STIPULATION TO SET BRIEFING SCHEDULE FOR DEFENDANTS' MOTIONS TO DISMISS THIRD AMENDED COMPLAINT and [PROPOSED] ORDER. In compliance with General Order 45.X.B, I hereby attest that concurrence in the filing of this document has been obtained from signatories James M. Mattesich, Stephen T. Holzer, Rhonda Klick, Benjamin K. Riley, and Thomas H. Clarke, Jr.

DATED: February 12, 2010

\_\_\_\_\_  
/s/  
Margaret D. Wilkinson