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8 Attorney for Plaintiff  
 9 IO GROUP, INC.

10 **UNITED STATES DISTRICT COURT**  
 11 **NORTHERN DISTRICT OF CALIFORNIA**  
 12 **SAN JOSE DIVISION**

	)	
	)	CASE NO. C-06-3926 (HRL)
IO GROUP, INC., a California corporation,	)	
	)	<b>STIPULATION AND [PROPOSED]</b>
Plaintiff,	)	<b>ORDER FOR FURTHER EXTENSION</b>
	)	<b>OF TIME FOR DEFENDANTS TO</b>
vs.	)	<b>RESPOND TO PLAINTIFF'S NOTICE</b>
	)	<b>OF RELATED CASES; AND TO RESET</b>
VEOH NETWORKS, Inc, a California Corporation,	)	<b>DATES RELATING TO CASE</b>
	)	<b>MANAGEMENT CONFERENCE.</b>
Defendant.	)	
	)	
	)	
	)	

21 Pursuant to Civil Local Rule 6-2, Plaintiff Io Group, Inc. and Defendant Veoh Network,  
 22 Inc., hereby stipulate that the Court will refrain from ruling as to whether or not *Io Group, Inc. v.*  
 23 *Veoh, Networks, Inc.*, C-06-3926 (HRL), *Io Group, Inc. v. Data Conversions, Inc.*, C-06-065162  
 24 (HRL), and *Io Group, Inc. v. Webnovas Technologies, Inc. and Gonetmarket, Inc.*, C-06-5334  
 25 (JSW) are related until after October 19, 2006 when the defendants in the other actions have had  
 26 sufficient opportunity to file an opposition or notice of non-opposition.

27 This stipulation will effect the date of the Case Management Conference and related  
 28 deadlines, taking them off calendar until the Court has made its ruling as to whether or not the  
 case are related.

1 The extension of time is necessary to ensure that defendants have an opportunity to be  
2 heard on the issue relatedness and to ensure the efficient use of the Court's time.

3  
4 **WHEREAS** Plaintiff Io Group, Inc. filed a Notice of Related Cases in this matter on  
5 September 11, 2006, seeking to relate cases *Io Group, Inc. v. Veoh, Networks, Inc.*, C-06-3926  
6 (HRL), *Io Group, Inc. v. Data Conversions, Inc.*, C-06-065162 (HRL), and *Io Group, Inc. v.*  
7 *Webnovas Technologies, Inc. and Gonetmarket, Inc.*, C-06-5334 (JSW).

8 **WHEREAS** under stipulation an answer or other response is not due from Webnovas  
9 Technologies, Inc and Gonetmarket, Inc until October 10, 2006 and from Data Conversions, Inc.  
10 until October 19, 2006.

11  
12 **WHEREAS** defendants Webnovas Technologies, Inc., Gonetmarket, Inc., and Data  
13 Conversions, Inc. should have an opportunity to respond to the Notice of Related Cases before this  
14 Court issues its order; and

15  
16 **WHEREAS** it would be an inefficient use of the time of the parties and the Court to  
17 prepare and hold the Case Management Conference until after the Court has ruled as to whether or  
18 not *Io Group, Inc. v. Veoh, Networks, Inc.*, C-06-3926 (HRL), *Io Group, Inc. v. Data Conversions,*  
19 *Inc.*, C-06-065162 (HRL), and *Io Group, Inc. v. Webnovas Technologies, Inc. and Gonetmarket,*  
20 *Inc.*, C-06-5334 (JSW) are related.

21 The parties do therefore stipulate and agree as follows:

22  
23 1. The Court will rule whether or not *Io Group, Inc. v. Veoh, Networks, Inc.*, C-06-  
24 3926 (HRL), *Io Group, Inc. v. Data Conversions, Inc.*, C-06-065162 (HRL), and *Io Group, Inc. v.*  
25 *Webnovas Technologies, Inc. and Gonetmarket, Inc.*, C-06-5334 (JSW) are related after October  
26 19, 2006 so that all defendants have sufficient time to file an opposition or notice of non-  
27 opposition.  
28

1           2.       The Case Management Conference currently calendared for October 10, 2006 will  
2 be taken off calendar and re-calendared after the Court has ruled as to whether or not *Io Group,*  
3 *Inc. v. Veoh, Networks, Inc.*, C-06-3926 (HRL), *Io Group, Inc. v. Data Conversions, Inc.*, C-06-  
4 065162 (HRL), and *Io Group, Inc. v. Webnovas Technologies, Inc. and Gonetmarket, Inc.*, C-06-  
5 5334 (JSW) are related.

6           3.       The related deadlines (Deadline for ADR Selection, Deadline to Meet and Confer  
7 regarding Initial Disclosures and Deadline for filing Case Management Conference Statement)  
8 will be re-calendared once a date has been selected for the Case Management Conference.  
9

10                   **SO STIPULATED.**

11  
12  
13 Dated: *September 21, 2006*

/s/ Gill Sperlein  
Gill Sperlein (CA Bar Number 172887)  
THE LAW FIRM OF GILL SPERLEIN  
Attorney's for Plaintiff

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18 Dated: *September 21, 2006*

/s/ Paul M. Fakler  
Paul M. Fakler (*pro hoc vice*)  
THELEN REID & PRIEST LLP  
Attorney's for Defendant

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22           I hereby attest pursuant to Northern District of California General Order No. 45 that the  
23 concurrence to the filing of this document has been obtained from each signatory hereto.  
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25  
26 Dated: *September 21, 2006*

/s/ Gill Sperlein  
GILL SPERLEIN,  
Counsel for Plaintiff Io Group, Inc.

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**[PROPOSED] ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: \_\_\_\_\_

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HONORABLE HOWARD R. LLOYD  
UNITED STATES MAGISTRATE JUDGE

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**CERTIFICATE OF SERVICE**

I am over 18 years of age, am employed in the county of San Francisco, at 69 Converse Street, San Francisco, California, 94103. I am readily familiar with the practice of this office for collection and processing of correspondence for mailing with United Parcel Service and correspondence is deposited with United Parcel Service that same day in the ordinary course of business.

Today I served the attached:

- **STIPULATION AND [PROPOSED] ORDER FOR FURTHER EXTENSION OF TIME FOR DEFENDANTS TO RESPOND TO PLAINTIFF’S NOTICE OF RELATED CASES; AND TO RESET DATES RELATING TO CASE MANAGEMENT CONFERENCE.**
- **DECLARATION OF GILL SPERLEIN IN SUPPORT OF STIPULATION**

by causing a true and correct copy of the above to be placed with United Parcel Service, Second Day Service at San Francisco, California in sealed envelopes with postage prepaid, addressed as follows:

In the case of  
*Io Group, Inc. v. Webnovas Technologies, et al.*, C-06-5334 (JSW)  
Attorney’s for Webnovas Technologies, Inc. and Gonetmarket, Inc.  
With Courtesy Copy to Judge Ware

Richard F. Cauley  
Wang, Hartman, & Gibbs, PLC  
1301 Dove Street, Suite 1050  
New Port Beach , CA 92660-2812

In the case of  
*Io Group, Inc. v. Data Conversions.*, C-06-5162 (HRL)  
Attorney for Data Conversions Inc.  
With Courtesy Copy to Judge Lloyd

Lance Blundell, General Counsel  
Data Conversions, Inc.  
5300 Old Pineville Road, Suite 158  
Charlotte, NC 28217

1 I declare under penalty of perjury that the foregoing is true and correct and that this  
2 declaration was executed on *September 21, 2006*.

3  
4 */s/ Eric Burford*  
Eric Burford

5 I hereby attest that this is the declaration of Eric Burford and the original with Eric Burford's  
6 holographic signature is on file for production for the Court if so ordered, or for inspection upon  
7 request by any party. Pursuant to the laws of the United States, I declare under penalty of perjury  
8 the foregoing is true and correct.

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10 Dated: *September 21, 2006*.  
11 */s/ Gill Sperlein*  
12 GILL SPERLEIN,  
13 Counsel for Plaintiff Io Group, Inc.

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