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16 DEMOCRATIC UNDERGROUND, LLC, and
Defendant DAVID ALLEN

17 **UNITED STATES DISTRICT COURT**
18 **FOR THE DISTRICT OF NEVADA**

19 RIGHTHAVEN LLC, a Nevada limited liability company, Case No. 2:10-cv-01356-RLH (GWF)

20 Plaintiff,

21 v.

22 DEMOCRATIC UNDERGROUND, LLC, a District of
Columbia limited-liability company; and DAVID ALLEN,
an individual,

23 Defendants.

**JOINT STIPULATION AND
ORDER
REGARDING BRIEFING
SCHEDULE FOR MOTION FOR
ATTORNEYS' FEES**

24 DEMOCRATIC UNDERGROUND, LLC, a District of
Columbia limited-liability company,

25 Counterclaimant,

26 v.

27 RIGHTHAVEN LLC, a Nevada limited liability company,
and STEPHENS MEDIA LLC, a Nevada limited-liability
company,

28 Counterdefendants.

(FIRST REQUEST)

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1 IT IS HEREBY STIPULATED BETWEEN Defendant and Counterclaimant Democratic
2 Underground, LLC (“Democratic Underground”), Defendant David Allen, and Counterdefendant
3 Stephens Media LLC (“Stephens Media”), through their attorneys of record, as follows:

4 1. On March 7, 2012 this Court entered Final Judgment in favor of Defendants
5 Democratic Underground and David Allen and against all claims and causes of action of Plaintiff
6 Righthaven in this action. Fourteen days after entry of that order would be March 21, 2012.

7 2. On March 9, 2012 this Court entered a Final Declaratory Judgment in favor of
8 Counterclaimant Democratic Underground and against Counterdefendant Stephens Media.
9 Fourteen days after entry of that order would be would be March 23, 2012.

10 3. On March 8, 2012, Counsel for Defendants initially attempted to contact
11 Righthaven’s counsel of record, Shawn Mangano, both by telephone and email, to discuss the
12 possibility of stipulating to a briefing schedule for Defendants’ anticipated consolidated motion
13 for attorneys’ fees with respect to Righthaven and Stephens Media. Since March 8, 2012, counsel
14 for Defendants have attempted to contact Mr. Mangano various times both by phone and email.
15 The telephone number that Mr. Mangano has provided to the Court is no longer connected to a
16 voicemail service, and Mr. Mangano has not responded to any emails sent by Defendants’
17 counsel. Counsel for Stephens Media has similarly attempted but been unable to reach Mr.
18 Mangano. In addition, Counsel for Defendants has sent email communications and placed a
19 telephone call to Ms. Dale Cendali, who also appeared as counsel for Righthaven in this action,
20 requesting to confer about a briefing schedule for an attorneys’ fees motion. Ms. Cendali has
21 declined to respond.

22 4. Counsel for Defendants and counsel for Stephens Media have conferred and
23 agreed that it is in the interest of all parties that Defendants’ motion for fees should be
24 consolidated, coordinated, and briefed on the schedule as follows:

- 25 • Defendants’ and Counterclaimant’s Consolidated Motion for Fees – April 10, 2012
- 26 • Plaintiff’s and Counterdefendants’ Oppositions – May 1, 2012
- 27 • Defendants’ and Counterclaimant’s Reply – May 10, 2012

28 5. Counsel for Defendants and counsel for Stephens Media respectfully request that,

1 despite the apparent inability of Righthaven’s counsel, Mr. Mangano, to meet and confer on this
2 issue, the Court grant the stipulated briefing schedule that the parties have discussed and hereby
3 propose.

4
5 FENWICK & WEST LLP

STEPHENS MEDIA LLC

6 By: /s/ Laurence F. Pulgram
LAURENCE PULGRAM, ESQ

By: /s/ J. Colby Williams
J. COLBY WILLIAMS, ESQ

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14 Defendant DAVID ALLEN

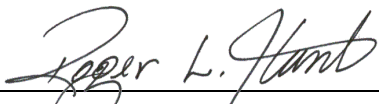
J. Colby Williams, Esq.
Campbell & Williams
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Attorneys for Counterdefendant
STEPHENS MEDIA LLC

15 **ATTESTATION**

16 I, Laurence F. Pulgram, am the ECF User whose identification and password are being
17 used to file this **STIPULATION AND ORDER REGARDING BRIEFING**
18 **SCHEDULE FOR MOTION FOR ATTORNEYS’ FEES.** I hereby attest that J. Colby
19 Williams has concurred in this filing.

20 **IT IS SO ORDERED.**

21 Dated: March 13, 2012


UNITED STATES DISTRICT JUDGE

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