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8 Manwin Licensing International S.à.r.l.
and Digital Playground, Inc.

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10 UNITED STATES DISTRICT COURT
11 CENTRAL DISTRICT OF CALIFORNIA

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13 MANWIN LICENSING
INTERNATIONAL S.A.R.L., a
14 Luxemburg limited liability company
(s.à.r.l.), and DIGITAL
15 PLAYGROUND, INC., a California
corporation,

16 Plaintiffs,

17 v.

18 ICM REGISTRY, LLC, d/b/a .XXX, a
19 Delaware limited liability corporation;
INTERNET CORPORATION FOR
20 ASSIGNED NAMES AND NUMBERS,
a California nonprofit public benefit
21 corporation; and Does 1-10,

22 Defendants.

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24 ICM REGISTRY, LLC, d/b/a .XXX, a
25 Delaware limited liability corporation,

26 Counterclaimants,

27 v.

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Case No. CV11- 9514 PSG (JCGx)

The Honorable Philip S. Gutierrez

**STIPULATION REGARDING
SCHEDULE FOR FILING FIRST
AMENDED ANSWERS AND
MOVING TO STRIKE SAME**

Courtroom: 880 Roybal Federal Building

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MANWIN LICENSING
INTERNATIONAL S.A.R.L., a
Luxemburg limited liability company
(s.à.r.l.), and DIGITAL
PLAYGROUND, INC., a California
corporation; and DOES 1 through 10,
inclusive;

Counterdefendants.

1 **TO THE DISTRICT COURT AND ALL PARTIES AND THEIR**
2 **ATTORNEYS OF RECORD:**

3 Plaintiffs and Counterdefendants Manwin Licensing International S.à.r.l. and
4 Digital Playground, Inc. (collectively, “Plaintiffs”), Defendant Internet Corporation
5 for Assigned Names and Numbers (“ICANN”), and Defendant and
6 Counterclaimant ICM Registry, LLC (“ICM”) (Plaintiffs, ICANN, and ICM are
7 collectively referred to herein as the “Parties”), stipulate as follows through their
8 undersigned counsel of record:

9 1. By Order dated September 11, 2012, the Court granted the Parties’
10 Stipulation Regarding Schedule For Answering First Amended Complaint And For
11 Asserting Counterclaims And Crossclaims (the “September 11 Order”).

12 2. Pursuant to the September 11 Order, ICM and ICANN filed and
13 served their respective Answers on September 28, 2012. ICM filed and served
14 counterclaims the same day.

15 3. Plaintiffs have raised their concerns regarding both ICM and
16 ICANN’s answers, and have initiated a “meet and confer” process with regard to
17 their possible motion to strike certain affirmative defenses in the Answers.

18 4. Pursuant to Federal Rule of Civil Procedure 12(f)(2), without more,
19 any motion to strike the Answers must be filed by October 19, 2012.

20 5. Pursuant to Federal Rule of Civil Procedure 15(a)(1)(A), without
21 more, an amended answer, as a matter of course, must be filed by October 19,
22 2012.

23 6. Without conceding any deficiency, both ICM and ICANN agreed to
24 file amended answers by November 2, 2012.

25 7. The parties therefore agree on the following schedule for ICM and
26 ICANN to file their respective First Amended Answers, and, should Plaintiffs then
27

1 deem it necessary, for Plaintiffs to file a motion to strike certain affirmative
2 defenses in the same:

3 (a) ICM and ICANN shall file their respective First Amended
4 Answers on or before November 2, 2012.

5 (b) Plaintiffs shall file any motion to strike affirmative defenses
6 from either first amended answer on or before November 30, 2012.

7 8. The only prior extensions of time that have been requested or granted
8 concerning the first amended complaint, are those pertaining to the briefing
9 schedule on Defendants' motions to dismiss, and those contained in the September
10 11 Order.

11 9. Neither the Parties nor the Court will be prejudiced by an extension,
12 because there are no pending pre-trial or other deadlines in this action.

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14 **SO STIPULATED.**

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16 DATED: October 18, 2012

THOMAS P. LAMBERT
JEAN PIERRE NOGUES
KEVIN E. GAUT
MITCHELL SILBERBERG & KNUPP LLP

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By: /s/ Kevin E. Gaut
Kevin E. Gaut
Attorneys for Plaintiffs and
Counterdefendants

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23 DATED: October 18, 2012

JEFFREY A. LEVEE
JONES DAY

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By: /s/ Jeffrey A. LeVee
Jeffrey A. LeVee
Attorneys for Defendant Internet
Corporation for Assigned Names and
Numbers

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DATED: October 18, 2012

RICHARD P. SYBERT
GORDON & REES LLP

By: /s/ Richard P. Sybert
Richard P. Sybert
Attorneys for Defendant and
Counterclaimant ICM Registry, LLC

Attestation Regarding Signatures

I, Kevin E. Gaut, attest that all signatories listed, and on whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.

DATED: October 18, 2012

By: /s/ Kevin E. Gaut
Kevin E. Gaut