

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

REDBOX AUTOMATED RETAIL, LLC	)	
	)	
Plaintiff,	)	
	)	
vs.	)	
	)	C.A. No. 09-592 (RBK)
TWENTIETH CENTURY FOX HOME	)	
ENTERTAINMENT, LLC	)	
	)	
Defendant.	)	
	)	

**STIPULATION AND [PROPOSED] ORDER**

IT IS HEREBY STIPULATED by and between the parties, subject to the approval of the Court, as follows:

WHEREAS Plaintiff, Redbox Automated Retail, LLC (“Redbox”), filed its complaint (D.I. 1) in this matter on August 11, 2009; and

WHEREAS Defendant, Twentieth Century Fox Home Entertainment, LLC (“Fox”), moved to dismiss Redbox’s Complaint for failure to state a claim (D.I. 19) (“Motion to Dismiss”) on October 1, 2009; and

WHEREAS shortly thereafter the parties agreed that Redbox’s response in opposition to Fox’s Motion to Dismiss would be due on November 6, 2009 (D.I. 22); and

WHEREAS Redbox’s counsel has advised Fox’s counsel that Redbox intends to file, on or before November 30, 2009, an amended complaint pursuant to Fed. R. Civ. P. 15, as a matter of right; and

WHEREAS counsel have agreed to a proposed briefing schedule with regard to the amendment.

THEREFORE, in light of Redbox's representation that it intends to file an amended complaint on or before November 30, 2009, and in accordance with the parties' stipulations and agreements, the Court hereby sets the following schedule:

1. Fox shall move, answer, or otherwise plead in response to such Amended Complaint on or before December 21, 2009;
2. Redbox shall respond to any motion to dismiss Fox may file on or before January 14, 2010; and
3. Fox shall reply to Redbox's response on or before February 4, 2010.

/s/ Henry E. Gallagher, Jr.  
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Dated: November 6, 2009

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*Attorneys for Defendants*

IT IS SO ORDERED this \_\_\_\_ day of November, 2009.

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United States District Judge