

1 PARKER C. FOLSE III (WA Bar No. 24895 – *Pro Hac Vice*)

pfolse@susmangodfrey.com

2 IAN B. CROSBY (WA Bar No. 28461 – *Pro Hac Vice*)

icrosby@susmangodfrey.com

3 FLOYD G. SHORT (WA Bar No. 21632 – *Pro Hac Vice*)

fshort@susmangodfrey.com

SUSMAN GODFREY, L.L.P.

5 1201 Third Avenue, Suite 3800

Seattle, Washington 98101-3000

6 (206) 516-3880 Tel.

7 (206) 516-3883 Fax

(additional attorneys listed on signature page)

8 Attorneys for Defendant/Counterclaimant

9 BURST.COM, INC.

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

13 APPLE COMPUTER, INC.,

Plaintiff/Counterdefendant,

v.

16 BURST.COM, INC.,

Defendant/Counterclaimant.

CASE NO. C06-00019 MHP

18 **STIPULATED REQUEST FOR ORDER CHANGING TIME**

19 Pursuant to Local Rule 6-2, the parties hereby stipulate to extend the time for Burst.com,
20 Inc., to file its answer to Apple Computer, Inc.'s, Amended Answer to Burst's Amended
21 Counterclaim and Counterclaim for Declaratory Judgment, from October 1, 2007, through and
22 including October 9, 2007. The extension of time is requested to allow Burst additional time to
23 fully consider and respond to Apple's newly asserted counterclaims. Time has been extended for
24 Burst to respond to Apple's Complaint for Declaratory Judgment; to continue the case management
25 conference set for April 3, 2006, to May 8, 2006; for Apple to respond to Burst's Amended Answer
26 and Counterclaim; for Burst to respond to Apple's Motions for Summary Judgment of Non-
27 Infringement and of Invalidity Based on Kramer and AT&T Patents; to revise the Scheduling Order;

28

1 to reset hearings on Apple's First and Second Motions for Summary Judgment; and for Apple's
2 Reply to Burst's Opposition to Apple's Second Motion for Summary Judgment. The requested time
3 modification will have not effect on the schedule of the case.

4
5 Dated October 1, 2007

SUSMAN GODFREY, L.L.P.

6 /s/ Ian B. Crosby

7

PARKER C. FOLSE III (WA Bar No. 24895-
Admitted Pro Hac Vice)

8 pfolse@susmangodfrey.com

9 IAN B. CROSBY (WA Bar No. 28461-
Admitted Pro Hac Vice)

10 icrosby@susmangodfrey.com

11 FLOYD G. SHORT (WA Bar No. 21632- Admitted
Pro Hac Vice)

12 fshort@susmangodfrey.com

SUSMAN GODFREY, L.L.P.

13 1201 Third Avenue, Suite 3800

Seattle, Washington 98101-3000

(206) 516-3880 Tel.

(206) 516-3883 Fax

15 SPENCER HOSIE (CA Bar No. 101777)

16 shosie@hosielaw.com

BRUCE WECKER (CA Bar No. 078530)

17 bwecker@hosielaw.com

HOSIE McARTHUR LLP

18 One Market, 22nd Floor

San Francisco, CA 94105

19 (415) 247-6000 Tel.

(415) 247-6001 Fax

21 MICHAEL F. HEIM (TX Bar No. 9380923-
Admitted Pro Hac Vice)

22 LESLIE V. PAYNE (TX Bar No. 0784736- Admitted
Pro Hac Vice)

23 HEIM, PAYNE & CHORUSH, L.L.P.

24 600 Travis Street, Suite 6710

Houston, TX 77002

25 (713) 221-2000 Tel.

(713) 221.2021 Fax

27 ROBERT J. YORIO (CA Bar No. 93178)

V. RANDALL GARD (CA Bar No. 151677)

28 COLBY B. SPRINGER (CA Bar No. 214868)

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

CARR & FERRELL LLP
2200 Geng Road
Palo Alto, CA 94303
(650) 812-3400 Tel.
(650) 812-3444 Fax

ATTORNEYS FOR DEFENDANT
BURST.COM, INC.

Dated October 1, 2007

WEIL, GOTSHAL & MANGES, L.L.P.

/s/ Nicholas A. Brown

MATTHEW D. POWERS (Bar No. 104795)
matthew.powers@weil.com
GARLAND T. STEPHENS (admitted N.D.C.A.,
Texas Bar No. 24053910)
garland.stephens@weil.com
NICHOLAS A. BROWN (Bar No. 198210)
nicholas.brown@weil.com
WEIL, GOTSHAL & MANGES LLP
Silicon Valley Office
201 Redwood Shores Parkway
Redwood Shores, CA 94065
Telephone: (650) 802-3000
Facsimile: (650) 802-3100

ATTORNEYS FOR PLAINTIFF AND
COUNTERDEFENDANT
APPLE COMPUTER, INC.

PURSUANT TO STIPULATION, IT IS SO ORDERED, this ____ day of October, 2007.

Marilyn Hall Patel, United States District Judge