

1 [COUNSEL LISTED ON SIGNATURE PAGES]

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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

QUANTUM CORPORATION,
Plaintiff,
vs.
RIVERBED TECHNOLOGY, INC.,
Defendant.

CASE NO. C 08-0927 WHA
**STIPULATION AND ~~PROPOSED~~
ORDER REGARDING MODIFICATIONS
TO THE COURT'S CLAIM
CONSTRUCTION SCHEDULE**

RIVERBED TECHNOLOGY, INC.,
Counterclaimant,
vs.
QUANTUM CORPORATION,
Counterdefendant.

Honorable William H. Alsup
United States District Judge
Complaint Filed: February 13, 2008
Trial Date: August 31, 2009

1 Riverbed Technology, Inc. ("Riverbed") and Quantum Corporation ("Quantum")
2 (collectively "the Parties") respectfully request that the Court enter the following stipulation
3 regarding Modifications to the Court's Claim Construction Schedule.

4 1. Reason for Extension of Time:

5 The parties have met and conferred and jointly agree, for the convenience of the parties, to
6 the requested extension.

7 2. Prior Time Modifications:

8 On March 14, 2008, the Clerk of this Court issued a notice scheduling an Initial Case
9 Management Conference in this action for May 22, 2008 at 11:00 a.m. (Docket No. 11.)

10 On May 9, 2008, the Clerk of this Court issued a notice rescheduling the Initial Case
11 Management Conference previously set for May 22, 2008 at 11:00 a.m. to May 22, 2008 at 3:00
12 p.m. (Docket No. 22.)

13 On May 15, 2008, this Court issued an order based on a stipulation of the parties
14 rescheduling the Initial Case Management Conference from May 22, 2008 at 3:00 p.m. to June 12,
15 2008 at 3:00 p.m. (Docket No. 24.)

16 On September 3, 2008, this Court approved the parties' stipulation and issued an order to
17 extend the deadline for the simultaneous exchange of preliminary claim constructions and
18 extrinsic evidence from September 4, 2008, to September 11, 2008 (Docket No. 34).

19 3. Effect of Modification:

20 The requested extension will have no effect on the rest of the schedule in this action.

21
22 Having met and conferred, the Parties, through their respective counsel of record, **AGREE**
23 **TO AND HEREBY STIPULATE** as follows:
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CLAIM CONSTRUCTION DATES		
EVENT	CURRENT DATE	MODIFIED DATE
Joint Claim Construction and Pre-hearing Statement	September 30, 2008	October 16, 2008
Close of discovery related to Claim Construction	October 23, 2008	October 30, 2008
Opening Claim Construction Briefs	November 6, 2008	Unmodified
Opposition Claim Construction Briefs	November 20, 2008	Unmodified
Reply Claim Construction Briefs	November 27, 2008	Unmodified
Claim Construction Tutorial	December 3, 2008 at 1:30 p.m. *	Unmodified
Claim Construction Hearing	December 17, 2008 at 1:30 p.m. *	Unmodified
Final Infringement Contentions	30 days after issuance of claim construction ruling	Unmodified
Final Invalidity Contentions	50 days after issuance of claim construction ruling	Unmodified

* Dates set by the Court in its Case Management Order

Dated: September 29, 2008 QUINN EMANUEL URQUHART OLIVER & HEDGES, LLP

/s/ Michael Gray

Michael Gray
Attorneys for RIVERBED TECHNOLOGY, INC.

Dated: September 29, 2008 SHEPPARD MULLIN RICHTER & HAMPTON LLP

/s/ Gray Buccigross

Gray Buccigross
Attorneys for QUANTUM CORPORATION

I, Michael Gray, am the ECF User whose identification and password are being used to file this document. Pursuant to General Order 45.X.B, I hereby attest that counsel for Quantum has concurred in this filing.

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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: September 30, 2008.

Honorable William Alsup
United States District Judge

