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14 Attorneys for Plaintiff  
 15 NUANCE COMMUNICATIONS, INC.

16 UNITED STATES DISTRICT COURT  
 17 NORTHERN DISTRICT OF CALIFORNIA  
 18 SAN FRANCISCO DIVISION

19 NUANCE COMMUNICATIONS, INC.,	)	Case No.: CV-08-02912 JSW
20 Plaintiff,	)	<b>STIPULATION AND [PROPOSED] ORDER REGARDING RELATED CASES</b>
21 v.	)	
22 ABBYY SOFTWARE HOUSE, 23 ABBYY USA SOFTWARE HOUSE, and LEXMARK INTERNATIONAL, INC.,	)	
24 Defendants.	)	

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1 WHEREBY, Case No. 4:08-cv-4942-WDB, entitled *Image Recognition Integrated*  
2 *Systems, Inc. d/b/a I.R.I.S. Inc. v. Nuance Communications, Inc* (the "IRIS action"), was recently  
3 transferred to this district from the District of Massachusetts;

4 WHEREBY, the IRIS action is a declaratory judgment action that involves three patents  
5 at issue in this action;

6 WHEREBY, the IRIS action involves the same three patents at issue in Case No. 3:08-  
7 cv-4227-JSW, entitled *Nuance Communications, Inc. v. eCopy, Inc.* (the "eCopy action");

8 WHEREBY, the eCopy action was related to this action on September 17, 2008;

9 WHEREBY, it appears that the IRIS action, the eCopy action and this action meet the  
10 definition of related cases under Local Rule 3-12(a);

11 THEREFORE, pursuant to Local Rule 3-12(b), the parties stipulate that the IRIS action  
12 should be deemed related to this action and reassigned to the Honorable Jeffrey S. White.  
13 However, ABBYY USA, Lexmark, eCopy and IRIS enter into this stipulation only as it pertains  
14 to the reassignment of the IRIS action to Judge White, and do not stipulate that consolidation of  
15 the actions or other coordination between the actions is appropriate at this time.

16 ACCORDINGLY, pursuant to Local Rule 3-12(b), the IRIS action should be deemed  
17 related to this action and be reassigned to the Honorable Jeffrey S. White.

18 Dated: November 5, 2008

**NUANCE COMMUNICATIONS, INC.**

By its attorneys,

19  
20 /s/ Tung-On Kong  
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*Attorneys for Nuance Communications, Inc.*

25 Dated: November 5, 2008

**LEXMARK INTERNATIONAL, INC.**

By its attorneys,

26  
27 /s/ Eugene A. Feher  
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28 Eugene A. Feher  
Nada I. Shamonki

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Dated: November 5, 2008

**ABBY USA SOFTWARE HOUSE**

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Dated: November 5, 2008

**ECOPY, INC.**

By its attorneys,

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*Attorneys for eCopy, Inc.*

**PURSUANT TO STIPULATION,  
IT IS SO ORDERED.**

Date: November 6, 2008

  
JEFFREY S. WHITE  
United States District Court