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12 Attorneys for Plaintiff
 13 CLOAKWORKS, INC.

14
 15 UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 16 SAN FRANCISCO DIVISION

17
 18 CLOAKWORKS, INC.

19 Plaintiff,

20 v.

21 CLOAKWARE, INC.,

22 Defendant.
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Case No. CV 08-02044 WHA

**STIPULATED MOTION FOR LEAVE
 TO SERVE AMENDED DISCLOSURES
 UNDER PATENT LOCAL RULES 3-1
 AND 3-2 AND [PROPOSED] ORDER**

25 Pursuant to Civil Local Rule 7-12 and Patent Local Rule 3-6, Plaintiff Cloakworks, Inc.
 26 (“Plaintiff”) and Defendant Cloakware, Inc. (“Defendant”) hereby stipulate through their
 27 respective counsel of record as follows:
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1 WHEREAS, on September 18, 2008, plaintiff Cloakworks served its Patent Local Rules
2 3-1 and 3-2 Disclosure (“Disclosure”);

3 WHEREAS, on October 1, 2008, defendant Cloakware objected to the adequacy of this
4 Disclosure and requested that Cloakworks supplement its Disclosure in certain specified ways;
5 and

6 WHEREAS, Cloakworks denies the validity of Cloakware’s objections, but has agreed
7 to serve an amended disclosure;

8 WHEREAS, the parties agreed that Cloakworks would provide its amended disclosure
9 no later than October 17, 2008 and that the parties would also file a stipulated motion for leave
10 to serve amended disclosures by that date; and

11 WHEREAS, the parties agreed that Cloakware would begin production of Patent Local
12 Rule 3-4(a) documents on November 8, 2008, would serve Invalidation Contentions pursuant to
13 Patent Local Rule 3-3 on December 1, 2008, and would complete Document Production
14 Accompanying Invalidation Contentions Pursuant to Patent Local Rule 3-4 on December 1, 2008;

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1 NOW THEREFORE the parties through their undersigned counsel hereby stipulate and
2 request the Court to grant leave to serve the attached First Amended Disclosures Pursuant to
3 Patent Local Rules 3-1 and 3-2.

4 **IT IS SO STIPULATED**

5
6 Dated: October 16, 2008

WILMER CUTLER PICKERING HALE
AND DORR

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8

By: /s/ Mark D. Selwyn
Mark D. Selwyn

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Attorneys for Defendant Cloakware, Inc.

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Dated: October 16, 2008

HOSIE RICE LLP

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By: /s/George F. Bishop
George F. Bishop

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Attorneys for Plaintiff Cloakworks, Inc.

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I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic
18 filing of this document has been obtained from the other signatories.

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DATED: October 16, 2008

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 /s/George F. Bishop
George F. Bishop

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ORDER

Pursuant to the stipulation of the parties, it is hereby ORDERED that plaintiff is granted leave to serve the Amended Disclosures Pursuant to Patent Local Rules 3-1 and 3-2 attached hereto.

PURSUANT TO STIPULATION IT IS SO ORDERED

October 20, 2008

Honorable William
United States District Judge

