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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

20 NUANCE COMMUNICATIONS, INC.,
 21 Plaintiff,
 22 v.
 23 ABBYY USA SOFTWARE HOUSE,
 INC., et al.,
 24 Defendants.
 25

Case No.: C 08-02912 JSW MEJ

**STIPULATION REQUESTING A CASE
 MANAGEMENT CONFERENCE
 AND ORDER THEREON**

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 STIPULATION REQUESTING CMC
 CASE No. C 08-2912 JSW MEJ

1 TO THE COURT AND ALL PARTIES OF RECORD:

2 Pursuant to Civil Local Rule 7-11, Nuance Communications, Inc. (“Nuance”) and
3 ABBYY USA Software House, Inc, ABBYY Software, Ltd., ABBYY Production LLC
4 (collectively, “ABBYY”), and Lexmark International, Inc. (“Lexmark”) hereby move the Court
5 to schedule a case management conference at its earliest opportunity. The parties believe this
6 case management conference is necessary to address the need for a trial setting.

7 On August 19, 2011, Special Master Addy issued a report and recommendation on case
8 management, proposing a trial date of March 2013 “pending availability on Judge White’s
9 calendar” (D.I. 336). On September 1, 2011, the Court adopted Special Master Addy’s proposed
10 schedule (D.I. 339). The parties are currently exchanging expert reports, and expert discovery is
11 scheduled to conclude on December 22, 2012 (*See* D.I. 545). The parties are currently scheduled
12 to mediate on November 9, 2012 (D.I. 491). Beyond this, the only remaining deadline excluding
13 a trial setting is for Dispositive Motions, which are currently due by January 11, 2013 (D.I. 339).

14 Accordingly, the parties hereby move the Court to hold a case management conference at
15 its earliest opportunity at which time it may determine an appropriate date on which the case may
16 proceed to trial.

17 Dated: October 12, 2012

18 WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

19 By: /s/ M. Craig Tyler
20 M. Craig Tyler

21 Attorneys for Plaintiff
22 NUANCE COMMUNICATIONS, INC.

23 FINNEGAN, HENDERSON, FARABOW,
24 GARRETT & DUNNER, LLP

25 Dated: October 12, 2012

26 By: /s/ Erik Puknys
27 Erik Puknys

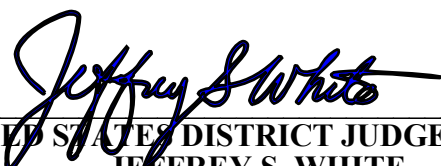
28 Attorneys for Defendants
ABBYY SOFTWARE LTD.
ABBYY USA SOFTWARE HOUSE, INC.
ABBYY PRODUCTION LLC, and
LEXMARK INTERNATIONAL, INC.

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

The Court shall conduct a further case management conference following the hearings on January 11, 2013 at 9:00 a.m. A further joint case management statement shall be filed no later than January 4, 2013.

Dated: October 16, 2012


UNITED STATES DISTRICT JUDGE
JEFFREY S. WHITE