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 APPLIED BIOSYSTEMS INC.

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 (SAN FRANCISCO DIVISION)

12 CORBETT LIFE SCIENCE;
 CORBETT ROBOTICS INC.; and
 13 CORBETT RESEARCH PTY LTD.,
 14 Plaintiffs/Counterdefendants,
 15 v.
 16 APPLERA CORPORATION and APPLIED
 BIOSYSTEMS INC.,
 17 Defendants/Counterclaimants.

Case No. C 08-03139 WHA
**JOINTLY SUBMITTED PROPOSED
 ORDER RE SCHEDULE FOR CLAIM
 CONSTRUCTION**

19
 20 Pursuant to the Court’s Case Management Order of October 3, 2008, the parties hereby
 21 respectfully submit the following agreed upon schedule for claim construction proceedings:

22 December 12, 2008	L/D to exchange lists of all claim terms each party contends should be construed [PLR 4-1(a)]
23 December 18, 2008	Meet and confer to narrow claims terms; jointly identify 6 terms likely to be most significant [PLR 4-1(b)]
24 January 8, 2009	L/D to exchange Preliminary Claim Constructions [PLR 4-2(a)] and supporting intrinsic and extrinsic evidence [PLR 4-2(b)]

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DECLARATION OF CONSENT

I, Steven C. Carlson, hereby attest that concurrence in the filing of this document has been obtained from David L. Bilsker, counsel for Plaintiffs, which shall serve in lieu of his signature on the document.

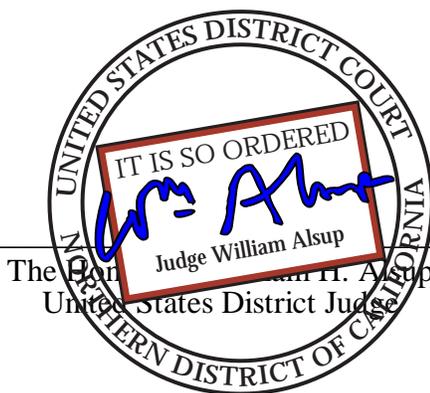
Dated: October 17, 2008

/s/ Steven C. Carlson
Steven C. Carlson

ORDER

IT IS SO ORDERED.

Dated: October 20, 2008



The Honorable William H. Alsup
United States District Judge

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