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Attorneys for Motion Picture Studio Parties

13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA

15 REALNETWORKS, INC., et al.,  
 16 Plaintiffs,  
 17 vs.  
 18 DVD COPY CONTROL ASSOCIATION,  
 19 et al.,  
 20 Defendants.

CASE NO. C 08-4548 MHP  
**STIPULATION AND ~~[PROPOSED]~~  
 ORDER REGARDING HEARING DATE  
 AND BRIEFING SCHEDULE FOR  
 MOTION PICTURE STUDIO PARTIES'  
 MOTION TO DISMISS REAL'S  
 ANTITRUST CLAIMS**  
 Judge: Hon. Marilyn Hall Patel  
 Date: October 26, 2009  
 Time: 2:00 p.m.  
 Crtrm: 15

22 UNIVERSAL CITY STUDIOS  
 23 PRODUCTIONS LLLP, et al.,  
 24 Plaintiffs,  
 25 vs.  
 26 REALNETWORKS, INC, et al.,  
 27 Defendants.

CASE NO. C-08-4719 MHP

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**STIPULATION AND [PROPOSED] ORDER**

WHEREAS, the Court granted the Motion of Plaintiffs and Counter-Complaint Defendants RealNetworks, Inc. and RealNetworks Home Entertainment, Inc. (collectively, “Real”) to file Real’s Second Amended Complaint on August 11, 2009;

WHEREAS, Defendant Motion Picture Studio Parties (the “Studios”) filed their Motion to Dismiss Real’s Antitrust Claims (Causes of Action Three through Six) in the Second Amended Complaint on September 8, 2009;

WHEREAS, on September 1, 2009 the Court set a hearing date for the Motion of Defendant and Counterclaimant DVD Copy Control Association (the “DVD CCA”) to Dismiss Real’s Counterclaims filed against the DVD CCA for October 26, 2009, at 2:00 pm;

WHEREAS, counsel for the Studios and Real have agreed to have the hearing on the Studios’ Motion to Dismiss Real’s Antitrust Claims also on October 26, 2009, at 2:00 pm;

WHEREAS, counsel for the Studios and Real have agreed that Real’s Opposition to the Studios’ Motion to Dismiss Real’s Antitrust Claims may be due on October 2, 2009;

WHEREAS, counsel for the Studios and Real have agreed that the Studios’ Reply in Support of its Motion to Dismiss Real’s Antitrust Claims may be due on October 12, 2009, notwithstanding that October 12, 2009 is Columbus Day;

NOW THEREFORE, the parties, by and through their counsel of record, hereby agree to stipulate to the following dates, and request the Court enter this Stipulation as an Order of the Court:

1. The Hearing on the Studios’ Motion to Dismiss Real’s Antitrust Claims shall be Monday, October 26, 2009, at 2:00 pm;

2. Real’s Opposition to the Studios’ Motion to Dismiss Real’s Antitrust Claims shall be due on October 2, 2009; and

1           3.        The Studios' Reply in Support of their Motion to Dismiss Real's Antitrust Claims  
2 shall be due on October 12, 2009.

3        Dated: September 9, 2009                       MUNGER TOLLES & OLSON, LLP

4  
5    By                       /s/ Jonathan H. Blavin                        
6   Jonathan H. Blavin

7    Attorneys for Studios

8        Dated: September 9, 2009                       WILSON SONSINI GOODRICH & ROSATI  
9    Professional Corporation

10   By                       /s/ Tracy Tosh Lane                        
11   Tracy Tosh Lane

12   Attorneys for Real

13                       IT IS SO ORDERED: 9/10/2009                       UNITED STATES DISTRICT COURT JUDGE

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15   By \_\_\_\_\_  
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