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9 *Attorneys for Defendants and Counterclaim Plaintiffs*
 10 BLACKBERRY LIMITED and
 11 BLACKBERRY CORPORATION

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN FRANCISCO DIVISION

15 MFORMATION TECHNOLOGIES, INC., a
 16 Delaware corporation,

17 AND

18 MFORMATION SOFTWARE TECHNOLOGIES,
 19 INC., a Delaware corporation

20 Plaintiffs and Counterclaim Defendants

21 v.

22 BLACKBERRY LIMITED, a
 23 Canadian corporation

24 AND

25 BLACKBERRY CORPORATION,
 26 a Delaware corporation,

27 Defendants and Counterclaim Plaintiffs.
 28

Case No. 3:08-CV-04990

Jury Trial Demanded

**STIPULATION AND PROPOSED
 ORDER REGARDING PAYMENT
 OF TAXED COSTS**

1 WHEREAS this Court taxed costs against Plaintiff Mformation Technologies, Inc. (“MT”)
2 on October 16, 2012, in the amount of \$206,363.28 (Dkt. 1115);

3 WHEREAS Mformation Software Technologies, Inc. (“MST”) was joined as Co-Plaintiff in
4 this litigation on August 29, 2013 (Dkt. 1162);

5 WHEREAS the U.S. Court of Appeals for the Federal Circuit affirmed this Court’s judgment
6 and held that “MT and MST are jointly and severally liable for the \$206,363.28 in costs awarded
7 below,” *Mformation Technologies, Inc. v. Research in Motion Ltd*, 764 F.3d 1392, 1400 (Fed. Cir.
8 2014);

9 WHEREAS Defendants BlackBerry Ltd. and BlackBerry Corp. (collectively, “BlackBerry”)
10 have conferred with MST concerning payment of the costs and have agreed to accommodate MST’s
11 request for an extended schedule for paying said costs; and

12 WHEREAS MST and BlackBerry jointly request that this Court enter an order enforcing the
13 parties’ agreement regarding payment of the taxed costs;

14 THEREFORE the parties agree and jointly stipulate as follows:

- 15 1. MST is liable for payment of the taxed costs.
- 16 2. MST acknowledges that it is liable for the interest accrued at the rate specified by 28
17 U.S.C. § 1961(a) from October 16, 2012.
- 18 3. MST shall pay 10% of the total amount due (*i.e.* \$20,636.33) on or before
19 February 25, 2015.
- 20 4. MST shall pay the remaining amount due (*i.e.*, \$185,726.95) plus interest (*i.e.*,
21 \$964.35) on or before May 29, 2015.
- 22 5. Payments under this stipulation shall be in full satisfaction for all claims and
23 reimbursement requests related to this matter.

1 DATED: February 20, 2015

WEIL, GOTSHAL & MANGES LLP

2
3 By: /s/ Edward R. Reines
Edward R. Reines

4 *Attorney for Mformation Software Technologies,*
5 *Inc.*

6
7 DATED: February 20, 2015

KIRKLAND & ELLIS LLP

8 By: /s/ Patrick F. Philbin
9 Patrick F. Philbin
Meredith Zinanni

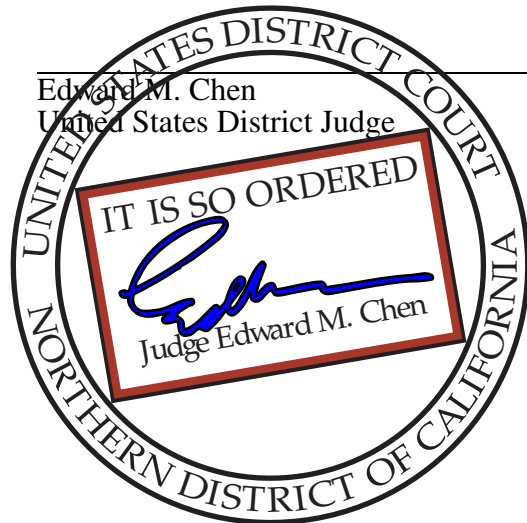
10 *Attorneys for BlackBerry Limited and BlackBerry*
11 *Corporation*

12 Filer's Attestation: Pursuant to General Order No. 45, Section X(B) regarding signatures, Meredith
13 Zinanni hereby attests that concurrence in the filing of this document has been obtained.

14
15 **PURSUANT TO STIPULATION, IT IS SO ORDERED**

16
17 Date: 2/23, 2015

18 Edward M. Chen
United States District Judge



1 **CERTIFICATE OF SERVICE**

2 I hereby certify on this 20th day of February, 2015 that a copy of the foregoing was filed
3 electronically through the Court’s CM/ECF system, with notice of case activity automatically
4 generated and sent electronically to all parties.

5
6 DATED: February 20, 2015

KIRKLAND & ELLIS LLP
Respectfully submitted,

7
8 /s/ Cassandra Milleville
Cassandra Milleville
9 Legal Assistant

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