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 GREGORY BENDER

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

16
 17 GREGORY BENDER,

18 Plaintiff,

19 v.

20 BROADCOM CORPORATION,

21 Defendant.

Case No. 3:09-cv-1147 (MHP)

CIVIL LOCAL RULE 6-2(a)
STIPULATION AND [PROPOSED]
ORDER

22
 23 WHEREAS Plaintiff Gregory Bender served his Patent Local Rule 3-1 infringement
 24 contentions on December 14, 2009;

25 WHEREAS Defendant Broadcom Corporation contests the sufficiency of Bender's
 26 infringement contentions;

27 WHEREAS Broadcom and Bender have met and conferred regarding Broadcom's
 28 objections to Bender's infringement contentions;

1 WHEREAS Broadcom's Patent Local Rule 3-3 and 3-4 disclosures and response to
2 Bender's complaint are currently due on January 28, 2010;

3 WHEREAS Bender has agreed to provide more specific infringement contentions no later
4 than January 25, 2010, and Bender and Broadcom have agreed to continue, subject to this Court's
5 approval, the dates for Broadcom's Patent Local Rule 3-3 and 3-4 disclosures and response to
6 Bender's complaint to allow Bender to provide more specific infringement contentions and to
7 resolve any disputes over those more specific infringement contentions;

8 THEREFORE, pursuant to Civil Local Rule 6-2(a), the parties hereby STIPULATE and
9 AGREE that the deadline for Broadcom to serve its Patent Local Rule 3-3 and 3-4 disclosures and
10 to respond to Bender's complaint shall be extended by 21 days, until **February 18, 2010**, to allow
11 the parties additional time to resolve their disagreement regarding the sufficiency of Bender's
12 infringement contentions. The Patent Local Rule 4-1, 4-2, 4-3, and 4-4 deadlines will follow
13 from the modified Patent Local Rule 3-3 and 3-4 deadline. The declaration required by Civil
14 Local Rule 6-2(a) is attached. (*See* Huffsmith Declaration.)

15
16 Respectfully submitted,

17 By: /s/ Darin W. Snyder

18 Dated: January 11, 2010

19 Darin W. Snyder
O'Melveny & Myers LLP
Counsel for Defendant
BROADCOM CORPORATION

20 Dated: January 11, 2010

21 By: /s/ David N. Kuhn

22 David N. Kuhn
Attorney-at-Law
Counsel for Plaintiff
GREGORY BENDER

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Pursuant to General Order No. 45 X(B), I hereby attest that concurrence in the filing of this document has been obtained from each of the above-listed signatories.

Respectfully submitted,

Dated: January 11, 2010

By: /s/ Anne E. Huffsmith

Anne E. Huffsmith
O'Melveny & Myers LLP
Counsel for Defendant
BROADCOM CORPORATION

PURSUANT TO STIPULATION IT IS SO ORDERED:

Dated: 1/12/2010

