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19 **UNITED STATES DISTRICT COURT**
 20 **NORTHERN DISTRICT OF CALIFORNIA**
 21 **SAN FRANCISCO DIVISION**

22 GREGORY BENDER,
 23 Plaintiff and
 24 Counterdefendant,
 25 v.
 26 ADVANCED MICRO DEVICES, INC.,
 27 Defendant and
 28 Counterclaimant.

Case No. C09-01149 MMC (EMC)

**STIPULATION AND [PROPOSED]
 ORDER**

WHEREAS the hearing on Advanced Micro Devices, Inc.'s ("AMD's") Renewed Motion to Strike Infringement Contentions ("Motion") is currently set for June 23, 2010 at 3:00 PM;

WHEREAS the parties have reached a tentative settlement agreement;

WHEREAS the parties need additional time to finalize their settlement agreement and file

1 the requisite documents with the Court;

2 WHEREAS counsel for AMD contacted the Court regarding continuing the hearing on
3 AMD's Motion and the Court advised counsel for AMD to file with the Court the present
4 stipulation;

5 THEREFORE, the parties hereby STIPULATE and AGREE that the hearing on AMD's
6 Motion shall be continued until August 25, 2010, to allow the parties time to finalize their
7 settlement agreement and file the requisite documents with the Court.

8
9 Respectfully submitted,
10 Dated: June 23, 2010 By: /s/ Mark E. Miller
11 Mark E. Miller
12 O'Melveny & Myers LLP
13 Counsel for Defendant
14 ADVANCED MICRO DEVICES, INC.

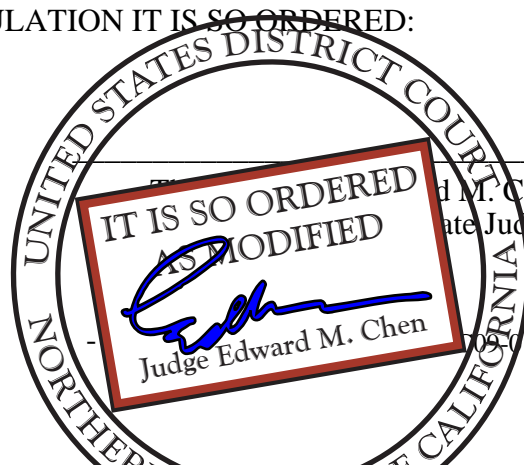
15 Dated: June 23, 2010 By: /s/ David N. Kuhn
16 David N. Kuhn
17 Attorney-at-Law
18 Counsel for Plaintiff GREGORY BENDER

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

21 Respectfully submitted,
22 Dated: June 23, 2010 By: /s/ Mark E. Miller
23 Mark E. Miller
24 O'Melveny & Myers LLP
25 Counsel for Defendant
26 ADVANCED MICRO DEVICES, INC.

27 PURSUANT TO STIPULATION IT IS SO ORDERED:

28 Dated: 6/23/10



Edward M. Chen
District Judge

STIPULATION AND [PROPOSED] ORDER

09-1149 MMC (EMC)