

1 MARK E. MILLER (S.B. # 130200) markmiller@omm.com
 2 ANNE E. HUFFSMITH (S.B. # 236438) ahuffsmith@omm.com
 3 SARA E. JERUSS (S.B. # 258716) sjeruss@omm.com
 4 O'MELVENY & MYERS LLP
 5 Two Embarcadero Center, 28th Floor
 6 San Francisco, California 94111-3823
 7 Telephone: 415.984.8700
 8 Facsimile: 415.984.8701

9 Attorneys for Defendant and Counterclaimant
 10 ADVANCED MICRO DEVICES, INC.

11 David N. Kuhn (State Bar #73389)
 12 Attorney-at-Law
 13 144 Hagar Avenue
 14 Piedmont, CA 94611
 15 Telephone: (510) 653-4983
 16 E-mail: dnkuhn@pacbell.net

17 Attorney for Plaintiff and Counterdefendant
 18 GREGORY BENDER

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

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

Case No. C09-01149 MMC (EMC)

**STIPULATION AND ~~PROPOSED~~
 ORDER**

27 WHEREAS a status conference is currently set for July 16, 2010 at 10:30 AM;
 28 WHEREAS the parties have reached a tentative settlement agreement;
 WHEREAS the parties need additional time to finalize their settlement agreement and file
 the requisite documents with the Court;

