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 NATIONAL SEMICONDUCTOR CORPORATION

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 13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN FRANCISCO DIVISION
 16

17 GREGORY BENDER, an individual,
 18 Plaintiff,
 19 vs.
 20 NATIONAL SEMICONDUCTOR
 CORPORATION, a Delaware corporation,
 21 Defendant.

Case No. C09-01151 JSW
STIPULATION AND ~~PROPOSED~~ ORDER
RE: CASE MANAGEMENT
CONFERENCE
 Judge: Hon. Jeffrey S. White
 Date Filed: March 16, 2009
 Trial Date: None

1 Pursuant to Civil L.R. 6-2 and 7-12, Plaintiff Gregory Bender (“Bender”) and Defendant
2 National Semiconductor Corporation (“National Semiconductor”), hereby stipulate and request an
3 order to change the date set for the Court’s initial case management conference in this action, and the
4 deadlines for the filing of a joint case management statement with the Court and service of a
5 responsive pleading as follows:

- 6 1. The Court’s initial case management conference, previously scheduled for December 11, 2009,
7 shall be heard on February 5, 2010; at 1:30 p.m.;
- 8 2. The parties shall file a joint case management statement pursuant to Civil L.R. 16-9 by January 29,
9 2010; and
- 10 3. The parties shall exchange Rule 26 disclosures on or before January 29, 2010.

11 Good cause exists for the requested change of time. National Semiconductor filed a motion to
12 dismiss the Amended Complaint, and the hearing is scheduled for December 11, 2009. In view of
13 these developments, the parties respectfully request that the Court grant this Stipulation to Change
14 Date.

15 One previous time modification has occurred in this action in connection with National
16 Semiconductor’s motion to dismiss the original Complaint.

17 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

18
19 Dated: December 3, 2009

BERGESON, LLP

20
21 By: _____/s/
22 Melinda M. Morton, Esq.
23 Attorneys for National Semiconductor

24 Dated: December 3, 2009

DAVID N. KUHN

25 By: _____/s/
26 David N. Kuhn, Esq
27 Attorney for Bender

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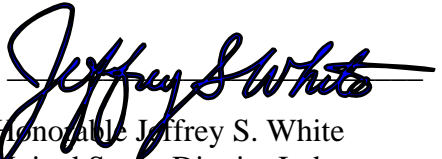
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ORDER

In accordance with the foregoing stipulation of the parties, and with good cause appearing therefor, the Court enters the Stipulation as an Order of the Court.

IT IS SO ORDERED.

Dated: December 4, ____, 2009

By: 
Honorable Jeffrey S. White
United States District Judge