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

Case No. C09-01151 JSW (BZ)

**STIPULATION AND ~~PROPOSED~~ ORDER
 RE: SUPPLEMENTAL INFRINGEMENT
 CONTENTIONS**

Judge: Hon. Jeffrey S. White
 Ctrm: 11

Date Filed: March 16, 2009
 Trial Date: None

1 Plaintiff Gregory Bender (“Bender”) served infringement contentions on Defendant National
2 Semiconductor Corporation (“National Semiconductor”) on February 19, 2010. National
3 Semiconductor contended that Bender’s infringement contentions failed to comply with Patent L.R. 3-
4 1. In accordance with Magistrate Judge Zimmerman’s Initial Discovery Order dated February 9, 2010,
5 Bender and National Semiconductor conducted a tape-recorded meet and confer on April 8, 2010
6 regarding the issue of compliance with Patent L.R. 3-1. Following the meet and confer, Bender agreed
7 that he will provide supplemental infringement contentions by May 20, 2010 that are compliant with
8 Patent L.R. 3-1 and include information regarding the accused products in accordance with Judge
9 Patel’s order dated March 23, 2010 in *Bender v. Broadcom* (entered as D.I. 49 in Northern District of
10 California, Civil Case Number 3:09-cv-01147-MHP).

11 THE PARTIES HEREBY STIPULATE THAT:

12 Plaintiff shall provide supplemental infringement contentions by May 20, 2010 that comply
13 with Patent L.R. 3-1 and include the following information:

14 a) A detailed description of the information that plaintiff, plaintiff’s counsel, or his expert(s)
15 reviewed and analyzed in order to prepare the initial and the supplemental infringement contentions,
16 including all efforts made to acquire, inspect, reverse engineer, or study the accused products.

17 b) A detailed description of the similarities between any “representative” products and the 332
18 accused products that they allegedly represent.

19 As previously set forth in this Court’s Order dated March 31, 2010, National Semiconductor is
20 relieved from its obligations under Patent L.R. 3-3 and 3-4 until 45 days following the final resolution
21 of the issue regarding whether Bender’s infringement contentions or supplemental infringement
22 contentions comply with Patent L.R. 3-1.

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IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

Dated: April 16, 2010

BERGESON, LLP

By: _____/s/_____
Melinda M. Morton, Esq.
Attorneys for National Semiconductor

In accordance with General Order No. 45, Rule X, the above signatory attests that concurrence in the filing of this document has been obtained from the signatory below.

Dated: April 16, 2010

DAVID N. KUHN

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

ORDER

In accordance with the foregoing stipulation of the parties, the Court enters the Stipulation as an Order of the Court.

IT IS SO ORDERED.

Dated: April 19 _____, 2010

By: 
Honorable Jeffrey S. White
United States District Judge