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Attorney for Plaintiff Gregory Bender

5 Attorneys for Defendant Maxim  
 6 Integrated Products, Inc.

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 SAN FRANCISCO DIVISION

11 Gregory Bender,  
 12  
 13 Plaintiff,  
 14 v.  
 15 Maxim Integrated Products, Inc.,  
 16 Defendant.

Case No. C09-01152-SI

**STIPULATION AND [PROPOSED]  
 ORDER EXTENDING DEADLINE  
 FOR MAXIM TO FILE ITS  
 DISCOVERY MOTION RELATED  
 TO BENDER'S AMENDED  
 INFRINGEMENT CONTENTIONS**

17 Plaintiff Gregory Bender ("Plaintiff") and Defendant Maxim Integrated Products, Inc.,  
 18 ("Defendant"), through their respective counsel, hereby make the following stipulation with  
 19 regards to Defendant's discovery motion related to Plaintiff's amended infringement contentions.

20 Due to the parties' and counsels' limited availability due to the upcoming holidays, the  
 21 parties have agreed, and hereby request that the deadline for Defendant to file its discovery  
 22 motion pursuant to the Court's Order of November 19, 2009 (D.I. 42) be extended until Friday,  
 23 January 15, 2010. The parties further stipulate that the Court's order granting Defendant  
 24 temporary relief from its discovery obligations (D.I. 34) shall remain in place until the dispute is  
 25 resolved.  
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Respectfully submitted,

Dated: December 28, 2009

Jones Day

By:                         /s/ Gregory Lippetz                        

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Counsel for Defendant Maxim Integrated  
Products, Inc.

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

Dated: December 28, 2009

By:                         /s/ David Kuhn                        

David N. Kuhn  
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Counsel for Plaintiff Gregory Bender

**PURSUANT TO STIPULATION, IT IS SO ORDERED:**

DATED: \_\_\_\_\_, 20\_\_

By:                         Susan Illston                          
THE HON. SUSAN ILLSTON  
United States District Court Judge