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4	Palo Alto, CA 94303 Telephone: 650-739-3939		
5	Facsimile: 650-739-3900	Attorney for Plaintiff Gregory Bender	
6	Attorneys for Defendant Maxim Integrated Products, Inc.		
7	integrated Froducts, inc.		
8	UNITED STATES DISTRICT COURT		
9	NORTHERN DISTRICT OF CALIFORNIA		
10	SAN FRANCISCO DIVISION		
11	Gregory Bender,	Case No. C09-01152-SI	
12	Plaintiff,	STIPULATION AND [PROPOSED] ORDER TO RESCHEDULE MOTION	
13	v.	HEARING	
14	Maxim Integrated Products, Inc.,		
15	Defendant.		
16			
17	Pursuant to Civil L.R. 7-7(b), Defendant Maxim Integrated Products, Inc., ("Defendant")		
18	and Plaintiff Gregory Bender ("Plaintiff"), through their respective counsel, hereby stipulate to		
19	reschedule the hearing date for Defendant's Motion For Sanction Of Dismissal, currently		
20	scheduled for July 9, 2010 at 9 a.m., to July 30, 2010 at 9 a.m.		
21	WHEREAS, on June 18, 2010, Plaintiff filed his Memorandum In Opposition To Motion		
22	For Sanctions together with supporting declarations of Sergio Franco, Ph.D., Kenneth Pedrotti,		
23	Ph.D, and Plaintiff Gregory Bender. (Docket Nos. 60-63.)		
24	WHEREAS, Defendant believes that deposing declarant Sergio Franco, Ph.D., will		
25	provide evidence that is relevant to the Court's consideration of Dr. Franco's declaration, and has		
26	served Plaintiff with a notice of deposition of Dr. Franco.		
27	WHEREAS, Plaintiff has not yet been able to provide Dr. Franco's availability for		
28	deposition.		
		STIPULATION AND [PROPOSED] ORDER TO RESCHEDULE MOTION HEARING	

CASE NO. 09-cv-01152-SI

1	WHEREAS, the parties believe that the Defendant's reply brief and the hearing on	
2	Defendant's Motion for Sanction of Dismissal should be delayed by three weeks to allow time for	
3	the deposition of Dr. Franco.	
4	THE PARTIES HEREBY SUBMIT THIS STIPULATION THAT:	
5	The Court hearing date for Defendant's Motion For Sanction of Dismissal be reschedule	
6	from July 9, 2010 at 9 a.m. to July 30, 2010 at 9 a.m.	
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1		Respectfully submitted,
2	Datada Juna 24, 2010	Ionas Day
3	Dated: June 24, 2010	Jones Day
4		
5		By: /s/ Gregory Lippetz Greg L. Lippetz
6		State Bar No. 154228 JONES DAY
7		Silicon Valley Office 1755 Embarcadero Road
8		Palo Alto, CA 94303 Telephone: 650-739-3939
9		Facsimile:650-739-3900
10		Counsel for Defendant Maxim Integrated Products, Inc.
11		
12	In accordance with Canaral Order No	45 Section V(D) the shave signatury attents that
13	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.	
14	concurrence in the ming of this document has	s occir obtained from the signatory octow.
15	Dated: June 24, 2010	By: /s/ David Kuhn
16		David N. Kuhn Attorney-at-Law
17		144 Hagar Avenue Piedmont, California 94611
18		Telephone: (510) 653-4983
19		Counsel for Plaintiff Gregory Bender
20	The case management conference shall be held at 3 p.m.	
21		
22	PURSUANT TO STIPULATION, IT IS SO ORDERED:	
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24		Suran Illaton
25	DATED:, 2010	By: THE HON. SUSAN ILLSTON
26		United States District Court Judge
27		
28	SVI-82301v1	