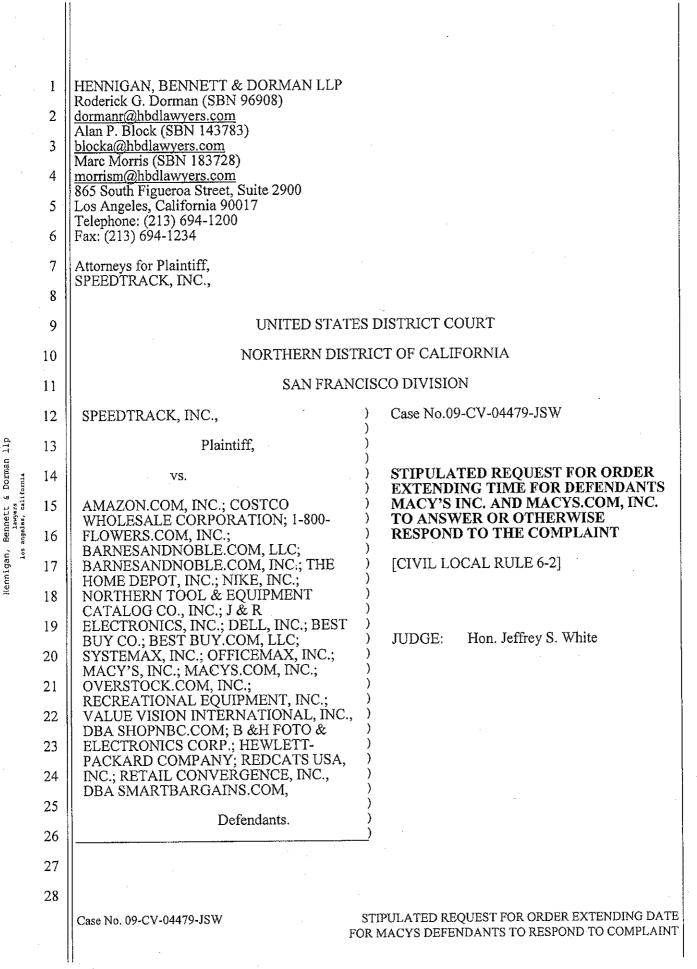
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WHEREAS, Plaintiff SpeedTrack, Inc. ("SpeedTrack") filed this action for infringement of SpeedTrack's U.S. Patent No. 5,544,360 ("the '360 patent") on September 23, 2009;

WHEREAS, SpeedTrack has served its Complaint on Defendants Macy's, Inc. and Macys.com, Inc.("Macys Defendants") on October 2, 2009;

WHEREAS, SpeedTrack and Macys Defendants previously filed a stipulation under Local Rule 6-1(A) on October 16, 2009 (Docket No. 18) agreeing to extend the time for Macys Defendants to answer or otherwise respond to SpeedTrack's Complaint by 30 days to November 23, 2009;

WHEREAS SpeedTrack and each Defendant to this action including Macys Defendants have filed a Joint Stipulation on November 16, 2009 asking the Court to stay this litigation until such time as both (i) the reexamination of the '360 patent is resolved and (ii) judgment in the Wal-Mart Action or an order dismissing the Wal-Mart Action is entered (Docket No. 48);

WHEREAS, the resolution of both the reexamination of the '360 patent and Wal-Mart Action may substantially narrow the issues involved in this action;

WHEREAS, the Court has not yet acted on the parties' Joint Stipulation to stay;

WHEREAS, Macys Defendants has requested an extension of time to respond to SpeedTrack's Complaint until at least 21 days after the date of the Court's Order lifting any stay that may be granted in this action, without prejudice to Macys Defendants seeking further extensions as appropriate;

WHEREAS, Macys Defendants' request for an extension is not made for the purpose of delay;

NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the parties through their respective counsel of record, THAT:

The date by which Macys Defendants must answer or otherwise respond to SpeedTrack's Complaint shall be extended as follows: If the Court grants a stay of this litigation pursuant to the parties' Joint Stipulation or otherwise, then Macys Defendants shall have 21 days to answer or otherwise respond to SpeedTrack's Complaint from the date of the Court's order lifting the stay, without prejudice to Macys Defendants seeking further extensions as appropriate. If the Court

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denies the parties' request to stay, then Macys Defendants shall have 21 days to answer or otherwise respond from the date of the Court's order, without prejudice to Macys Defendants seeking further extensions as appropriate.

SO STIPULATED.

DATED: November 20, 2009

HENNIGAN, BENNETT & DORMAN LLP

Ву____

Roderick G. Dorman Alan P. Block Marc Morris Omer Salik

Attorneys for Plaintiff, SPEEDTRACK, INC.,

DATED: November 20, 2009

AMSTER ROTHSTEIN & EBENSTEIN LLP

David A Boag

Attorneys for Defendants, MACY'S, INC. AND MACYS.COM, INC.

[Proposed] Order

PURSUANT TO STIPULATION, IT IS SO ORDERED:

The date by which the Macys Defendants must answer or otherwise respond to SpeedTrack's Complaint shall be extended as follows: If the Court grants a stay of this litigation pursuant to the parties' Joint Stipulation or otherwise, then the Macys Defendants shall have 21 days to answer or otherwise respond to SpeedTrack's Complaint from the date of the Court's order lifting the stay, without prejudice to the Macys Defendants seeking further extensions as appropriate. If the Court denies the parties' request to stay, then the Macys Defendants shall have 21 days to answer or otherwise respond from the date of the Court's order, without prejudice to the Macys Defendants seeking further extensions as appropriate.

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DATED: November 30, 2009 frey S. White tes District Judge STIPULATED REQUEST FOR ORDER EXTENDING DATE Case No. 09-CV-04479-JSW FOR MACYS DEFENDANTS TO RESPOND TO COMPLAINT