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14 Attorneys for Plaintiff and Counter-claim
15 Defendant AUGME TECHNOLOGIES, INC.

16 [Complete list of counsel on signature page]

17 **UNITED STATES DISTRICT COURT**
18 **NORTHERN DISTRICT OF CALIFORNIA**
19 **SAN FRANCISCO DIVISION**

20 AUGME TECHNOLOGIES, INC.,

21 Plaintiff,

22 v.

23 YAHOO! INC.,

24 Defendant.

25 AND RELATED COUNTERCLAIMS

CASE NO. C 09-5386 JCS

**STIPULATION AND [PROPOSED]
ORDER ENLARGING TIME FOR THE
PARTIES' JOINT CLAIM
CONSTRUCTION, PRE-HEARING
STATEMENT, AND CLAIM
CONSTRUCTION DISCOVERY**

Hon. Joseph C. Spero

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**STIPULATION AND [PROPOSED] ORDER ENLARGING TIME FOR THE PARTIES' JOINT CLAIM
CONSTRUCTION, PRE-HEARING STATEMENT, AND CLAIM CONSTRUCTION DISCOVERY**

1 Pursuant to Civil Local Rules 6-1(b), 6-2, and 7-12, the parties, through their undersigned
2 counsel, hereby stipulate, subject to the Court's approval, as follows:

3 WHEREAS, THIS ACTION WAS FILED ON November 16, 2009 (Docket No. 1);

4 WHEREAS, this action was reassigned to the Honorable Joseph C. Spero on April 20,
5 2010 (Docket No. 45);

6 WHEREAS, the Court entered a Case Management and Pretrial Order on May 12, 2010
7 ("CMC Order") (Docket No. 50);

8 WHEREAS, the CMC Order required the parties to file a Joint Claim Construction and
9 Pre-hearing Statement pursuant to Patent L.R. 4-3 on November 12, 2010;

10 WHEREAS, the CMC Order required the parties to complete Claim Construction
11 Discovery on December 13, 2010;

12 WHEREAS, on October 26, 2010, the Court granted the parties' first stipulated request to
13 extend the date for filing their Joint Claim Construction and Pre-hearing Statement, by three
14 weeks, to December 3, 2010 (Docket No. 67);

15 WHEREAS, on December 3, 2010, the Court granted in part Defendant's Motion to
16 Extend Case Management Schedule so that the Joint Claim Construction and Pre-Hearing
17 Statement pursuant to Patent L.R. 4-3 shall be due by March 4, 2011, and Claim Construction
18 Discovery shall be completed by March 14, 2011 (Docket No. 85);

19 WHEREAS, the parties have stipulated to extend the date for filing the Joint Claim
20 Construction and Pre-Hearing statement pursuant to Patent L.R. 4-3 by two weeks, to March 18,
21 2011;

22 WHEREAS, the parties have stipulated to extend the date to complete Claim Construction
23 Discovery by two weeks, to March 28, 2011;

24 WHEREAS, the parties have agreed that no other scheduled dates in this action will be
25 changed due to this extension;

1 THEREFORE, for the reasons set forth more fully in the accompanying declaration of
2 Gregory S. Bishop, the parties request the entry of an order extending (1) the deadline for filing
3 the Joint Claim Construction and Pre-Hearing statement pursuant to Patent L.R. 4-3 by two weeks,
4 to March 18, 2011, and (2) the date to complete Claim Construction Discovery by two weeks, to
5 March 28, 2011.

1 Dated: February 25, 2011

2 Respectfully submitted,

3 By: /s/ Gregory S. Bishop

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26 Attorneys for Plaintiff

AUGME TECHNOLOGIES, INC.

1 Dated: February 25, 2011

Respectfully submitted,

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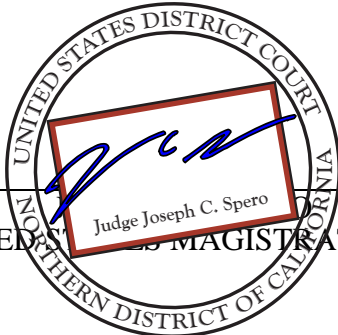
10 Attorneys for Defendant and Counterclaim
11 Plaintiff YAHOO! INC.

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14 **[PROPOSED ORDER]**

15 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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17 Date: Feb. 28, 2011

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
Judge Joseph C. Spero
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
MAGISTRATE JUDGE

GENERAL ORDER 45 ATTESTATION

I, Gregory S. Bishop, am the ECF User whose ID and Password are being used to file this

**STIPULATION AND [PROPOSED] ORDER ENLARGING TIME FOR THE
PARTIES' JOINT CLAIM CONSTRUCTION, PRE-HEARING STATEMENT,
AND CLAIM CONSTRUCTION DISCOVERY**

In compliance with General Order 45, X.B., I hereby attest that Daniel P. Muino has concurred to
its filing.

Dated: February 25, 2011

/s/ Gregory S. Bishop

Gregory S. Bishop