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1	[Complete list of counsel on signature page]						
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8	UNITED STATES DISTRICT COURT						
9	NORTHERN DISTRICT OF CALIFORNIA						
10	SAN FRANCISCO DIVISION						
11	AUGME TECHNOLOGIES, INC.,	CASE NO. C 09-5386 JCS					
12	Plaintiff, v.	STIPULATION AND [PROPOSED] ORDER ENLARGING TIME FOR FACT					
13	YAHOO! INC.,	DISCOVERY REGARDING PRIOR ART ADDED IN YAHOO!'S SECOND					
14	Defendant.	SUPPLEMENT TO FIRST AMENDED INVALIDITY CONTENTIONS					
15		Judge: Hon. Magistrate Joseph C. Spero					
16	YAHOO! INC.,						
17	Counterclaim Plaintiff,						
18	V.						
19	AUGME TECHNOLOGIES, INC. and WORLD TALK RADIO, LLC,						
20	Counterclaim Defendants.						
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	CTIDUL ATION AND ERROPOSED ODDER THE ARCHITECTURE	R FACT DISCOVERY CASE NO. C 09-5386 JCS					
	STIPULATION AND [PROPOSED] ORDER ENLARGING TIME FO	A PACT DISCOVERT CASE NO. C U3-3300 JCS					

Pursuant to Civil Local Rules 6-1(b), 6-2, and 7-12, the parties, through their undersigned counsel, hereby stipulate, subject to the Court's approval, as follows: 2 WHEREAS, following the Further Case Management Conference held on January 6, 2012, 3

the Court Ordered that the Discovery cutoff would be March 16, 2012;

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WHEREAS, a portion of the Court's March 15, 2012 order enlarging fact discovery (Docket No. 243) stated that discovery deadlines would be modified as follows:

Event	<u>Date</u>
Discovery cutoff for the limited purpose of completing the depositions set forth below and any necessary follow-on discovery on the topics listed.	April 4, 2012
Opening Expert Reports on party with burden of proof	April 20, 2012
Expert Reports on party with no burden of proof	May 18, 2012
Expert Discovery Cutoff	June 7, 2012
File Dispositive Motions	June 8, 2012
Opposition to Dispositive Motion	June 22, 2012
Reply to Dispositive Motion	June 29, 2012

WHEREAS, the Court allowed Yahoo! to amend its Invalidity Contentions on April 5, 2012 (Docket No. 262);

WHEREAS, the Court acknowledged that Yahoo! has agreed to reasonable discovery relating to the art added in Yahoo!'s Second Supplement to First Amended Invalidity Contentions (Docket No. 282);

WHEREAS, Augme asserts that it needs to take additional discovery for prior art added in Yahoo!'s Second Supplement to First Amended Invalidity Contentions;

WHEREAS, the parties have agreed to extend the close of fact discovery to allow Augme to take reasonable third party discovery (including the deposition of Mark Scheele) regarding the art added in Yahoo!'s Second Supplement to First Amended Invalidity Contentions to

WHEREAS, Augme has been unable to schedule Mr. Scheele's deposition for before June 29, 2012;

WHEREAS, Yahoo! has agreed to respond to Augme's Sixth Set of Interrogatories to Yahoo!, Augme's Fourth Set of Requests for Production of Documents to Yahoo!, and Augme's Requests for Admission (Set Two) to Yahoo! by June 5, 2012;

WHEREAS, Yahoo! reserves the right to object to discovery that is unreasonable or not narrowly tailored;

WHEREAS, no other scheduled dates in this action will be changed due to this extension; THEREFORE, based on the parties' agreement, the parties respectfully request that the Court enter an order:

- Extending time for Augme to conduct reasonable third party discovery regarding
 the art added in Yahoo!'s Second Supplement to First Amended Invalidity
 Contentions to June 29, 2012, for the sole purpose of allowing Augme to fully
 investigate this newly-added prior art; and
- Extending time for Augme to conduct reasonable discovery on Yahoo! regarding
 the art added in Yahoo!'s Second Supplement to First Amended Invalidity
 Contentions to June 20, 2012, for the sole purpose of allowing Augme to fully
 investigate this newly-added prior art.

Dated: May 23, 2012 Respectfully submitted,

By: /s/ Daniel W. Richards
Thomas J. Scott Jr. (pro hac vice)
tscott@goodwinprocter.com
Jennifer A. Albert (pro hac vice)
jalbert@goodwinprocter.com
GOODWIN PROCTER LLP
901 New York Avenue NW

Washington, DC 20001 Tel.: (202) 346-4000; Fax: (202) 346-4444 Erica D. Wilson (SBN 161386) evilson@goodwiprocter.com Gregory S. Bishop (SBN 184680) ghishop@goodwiprocter.com Gregory S. Bishop (SBN 184680) ghishop@goodwiprocter.com Charles F. Koch (SBN 25663) ckoch @goodwiprocter.com Rebecca Umruh (SBN 26683) ckoch @goodwiprocter.com Rebecca Umruh (SBN 267881) muruh@goodwiprocter.com Daniel W. Richards (280595) dichards@goodwiprocter.com GOODWIN PROCTER ILP 135 Commonwealth Drive Menlo Park, California 94025-1105 Tel.: (650) 752-3100; Fax: (650) 853-1038 Michael Strapp (pro hae vice) mistrapp@goodwiprocter.com GOODWIN PROCTER IIp Exchange Place 35 State Street Boston, MA 02109 Tel.: 617.570.1000; Fax: 617.523.1231 Attorneys for Plaintiff and Counterclaim Defendant AUGME TECHNOLOGIES, INC. and Counterclaim Defendant WORLD TALK RADIO, LLC Dated: May 23, 2012 Respectfully submitted, By:		Case3:09-cv-05386-JCS	Document284	Filed05/24/12	Page4 of 6		
Tel.: (202) 346-4000; Fax: (202) 346-4444 Erica D. Wilson (SBN 161386) ewilson@goodwinprocter.com Gregory S. Bishop (SBN 184680) gbishop@goodwinprocter.com Charles F. Koch (SBN 256683) ckoch@goodwinprocter.com Rebecca Unruh (SBN 267881) runruh@goodwinprocter.com Rebecca Unruh (SBN 267881) runruh@goodwinprocter.com Daniel W. Richards (S80595) drichards.@goodwinprocter.com GOODWIN PROCTER LLP 135 Commonwealth Drive Menlo Park, California 94025-1105 Tel.: (650) 752-3100; Fax: (650) 853-1038 Michael Strapp (pro hac vice) mstrapp@goodwinprocter.com GOODWIN PROCTER LLP 12 13 14 14 15 15 16 17 18 18 19 19 20 21 21 22 23 24 24 25 26 27 28 28 28 3							
Erica D. Wilson (SBN 161386)	1						
ewilson@goodwinprocter.com Gregory S. Bishop (SBN 184680) gbishop@goodwinprocter.com Charles F. Koch (SBN 256683) ckoch@goodwinprocter.com Rebecca Unrul (SBN 267881) runrula@goodwinprocter.com Rebecca Unrul (SBN 267881) runrula@goodwinprocter.com Daniel W. Richards (280595) drichards@goodwinprocter.com GOODWIN PROCTER LLP 135 Commonwealth Drive Menlo Park, California 94025-1105 Tel.: (650) 752-3100; Fax: (650) 853-1038 Michael Strapp (pon hac vice) mstrapp@goodwinprocter.com GOODWIN PROCTER llp Exchange Place 53 State Street Boston, MA 02109 Tel.: 617.570.1000; Fax: 617.523.1231 Attorneys for Plaintiff and Counterclaim Defendant AUGME TECHNOLOGIES, INC. and Counterclaim Defendant WORLD TALK RADIO, LLC Respectfully submitted, By: (8/ Richard S.J. Hung Rachel Krevans (116421) rkrevans@mofo.com Richard S.J. Hung (197425) rhung@mofo.com Richard S.J. Hung (197425) rhung@mofo.com J. Ryan Gilfoil (246493) jgilfoil@mofo.com John K. Blake, Jr. (262906) jblake@mofo.com MORRISON & FOERSTER LLP 425 Market Street, 32nd Floor, San Francisco, California 94105-2482 Tel.: 415.268.7502 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC.	2			Tel.: (202) 34	6-4000; Fax: (202) 346-4444		
Spishop@goodwinprocter.com	3			ewilson@good	dwinprocter.com		
Charles F. Koch (SBN 256683) ckoch@goodwinprocter.com Rebecca Unruh (SBN 267881) runruh@goodwinprocter.com Daniel W. Richards (280595) drichards@goodwinprocter.com GOODWIN PROCTER LLP 135 Commonwealth Drive Menlo Park, California 94025-1105 Tel.: (650) 752-3100; Fax: (650) 853-1038 Michael Strapp (pro hac vice) mstrapp@goodwinprocter.com GOODWIN PROCTER Ilp Exchange Place 53 State Street Boston, MA 02109 Tel.: 617.570.1000; Fax: 617.523.1231 Attorneys for Plaintiff and Counterclaim Defendant AUGME TECHNOLOGIES, INC. and Counterclaim Defendant WORLD TALK RADIO, LLC By: /s/ Richard S.J. Hung Rachel Krevans (116421) rkrevans@mofo.com Richard S.J. Hung (197425) rhung@mofo.com Richard S.J. Hung (197425) rhung@mofo.com Janiel P. Muino (209624) dmuino@mofo.com Janiel P. Muino (209624) dmuino@mofo.com John K. Blake, Jr. (262906) jblake@mofo.com MORRISON & FOERSTER LLP 425 Market Street, 32nd Floor, San Francisco, California 94105-2482 Tel.: 415.268.7502 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC.	4						
Franch F				Charles F. Kockoch@goody	ch (SBN 256683) vinprocter.com		
Daniel W. Richards (280595) dirichards@goodwipproteter.com GOODWIN PROCTER LLP 135 Commonwealth Drive Menlo Park, California 94025-1105 Tel.: (650) 752-3100; Fax: (650) 853-1038 Michael Strapp (pro hac vice) mstrapp@goodwinprocter.com GOODWIN PROCTER llp Exchange Place S3 State Street Boston, MA 02109 Tel.: 617.570.1000; Fax: 617.523.1231 Attorneys for Plaintiff and Counterclaim Defendant AUGME TECHNOLOGIES, INC. and Counterclaim Defendant WORLD TALK RADIO, LLC Respectfully submitted,	6						
GOODWIN PROCTER LLP 135 Commonwealth Drive Menlo Park, California 94025-1105 Tel.: (650) 752-3100; Fax: (650) 853-1038				Daniel W. Ric	hards (280595)		
Menlo Park, California 94025-1105				GOODWIN P	ROCTER LLP		
Michael Strapp (pro hac vice) mstrapp@goodwinprocter.com GOODWIN PROCTER Ilp Exchange Place 53 State Street Boston, MA 02109 Tel.: 617.570.1000; Fax: 617.523.1231 Attorneys for Plaintiff and Counterclaim Defendant AUGME TECHNOLOGIES, INC. and Counterclaim Defendant WORLD TALK RADIO, LLC	8						
mstrapp@godwinprocter.com GOODWIN PROCTER llp Exchange Place 53 State Street Boston, MA 02109 Tel.: 617.570.1000; Fax: 617.523.1231 Attorneys for Plaintiff and Counterclaim Defendant AUGME TECHNOLOGIES, INC. and Counterclaim Defendant WORLD TALK RADIO, LLC Dated: May 23, 2012 Respectfully submitted, By: S. Richard S.J. Hung Rachel Krevans (116421) rkrevans@mofo.com Richard S.J. Hung (197425) rhung@mofo.com Daniel P. Muino (209624) dmuino@mofo.com J. Ryan Gilfoil (246493) jgilfoil@mofo.com John K. Blake, Jr. (262906) jblake@mofo.com MORRISON & FOERSTER LLP 425 Market Street, 32nd Floor, San Francisco, California 94105-2482 Tel.: 415.268.7302 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC.	9			Tel.: (650) 752	2-3100; Fax: (650) 853-1038		
GOODWIN PROCTER llp	10			Michael Strap	p (pro hac vice)		
12 S3 State Street Boston, MA 02109 Tel.: 617.570.1000; Fax: 617.523.1231 14	11			GOODWIN P	ROCTER llp		
Boston, MA 02109 Tel.: 617.570.1000; Fax: 617.523.1231 Attorneys for Plaintiff and Counterclaim Defendant AUGME TECHNOLOGIES, INC. and Counterclaim Defendant WORLD TALK RADIO, LLC Dated: May 23, 2012 Respectfully submitted,	12						
Attorneys for Plaintiff and Counterclaim Defendant AUGME TECHNOLOGIES, INC. and Counterclaim Defendant WORLD TALK RADIO, LLC Dated: May 23, 2012 Respectfully submitted, By: /s/ Richard S.J. Hung Rachel Krevans (116421) rkrevans@mofo.com Richard S.J. Hung(197425) rhung@mofo.com Daniel P. Muino (209624) dmuino@mofo.com J. Ryan Gilfoil (246493) jgilfoil@mofo.com John K. Blake, Jr. (262906) jblake@mofo.com MORRISON & FOERSTER LLP 425 Market Street, 32nd Floor, San Francisco, California 94105-2482 Tel.: 415.268.7522 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC.							
Defendant AUGME TECHNOLOGIES, INC. and Counterclaim Defendant WORLD TALK RADIO, LLC							
RADIO, LLC				Defendant AUGN	ME TECHNOLOGIES, INC.		
Dated: May 23, 2012 Respectfully submitted,					Defendant WORLD TALK		
By: /s/ Richard S.J. Hung Rachel Krevans (116421) rkrevans@mofo.com Richard S.J. Hung (197425) rhung@mofo.com Daniel P. Muino (209624) dmuino@mofo.com J. Ryan Gilfoil (246493) jgilfoil@mofo.com John K. Blake, Jr. (262906) jblake@mofo.com MORRISON & FOERSTER LLP 425 Market Street, 32nd Floor, San Francisco, California 94105-2482 Tel.: 415.268.7000 Fax: 415.268.7522 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC.		Dated: May 23, 2012	I	Respectfully subm	nitted,		
Rachel Krevans (116421) rkrevans@mofo.com Richard S.J. Hung (197425) rhung@mofo.com Daniel P. Muino (209624) dmuino@mofo.com J. Ryan Gilfoil (246493) jgilfoil@mofo.com John K. Blake, Jr. (262906) jblake@mofo.com MORRISON & FOERSTER LLP 425 Market Street, 32nd Floor, San Francisco, California 94105-2482 Tel.: 415.268.7000 Fax: 415.268.7522 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC.			7	D /-/ D'-1 1.0	1.11		
Richard S.J. Hung (197425) rhung@mofo.com Daniel P. Muino (209624) dmuino@mofo.com J. Ryan Gilfoil (246493) jgilfoil@mofo.com John K. Blake, Jr. (262906) jblake@mofo.com MORRISON & FOERSTER LLP 425 Market Street, 32nd Floor, San Francisco, California 94105-2482 Tel.: 415.268.7000 Fax: 415.268.7522 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC.			1	Rachel Kreva	ns (116421)		
rhung@mofo.com Daniel P. Muino (209624) dmuino@mofo.com J. Ryan Gilfoil (246493) jgilfoil@mofo.com John K. Blake, Jr. (262906) jblake@mofo.com MORRISON & FOERSTER LLP 425 Market Street, 32nd Floor, San Francisco, California 94105-2482 Tel.: 415.268.7000 Fax: 415.268.7522 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC.	19						
21 dmuino@mofo.com J. Ryan Gilfoil (246493) jgilfoil@mofo.com John K. Blake, Jr. (262906) jblake@mofo.com MORRISON & FOERSTER LLP 425 Market Street, 32nd Floor, San Francisco, California 94105-2482 Tel.: 415.268.7000 Fax: 415.268.7522 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC. 3	20			rhung@mofo	.com		
jgilfoil@mofo.com John K. Blake, Jr. (262906) jblake@mofo.com MORRISON & FOERSTER LLP 425 Market Street, 32nd Floor, San Francisco, California 94105-2482 Tel.: 415.268.7000 Fax: 415.268.7522 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC.	21			dmuino@mot	fo.com		
jblake@mofo.com MORRISON & FOERSTER LLP 425 Market Street, 32nd Floor, San Francisco, California 94105-2482 Tel.: 415.268.7000 Fax: 415.268.7522 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC.	22			jgilfoil@mof	o.com		
MORRISON & FOERSTER LLP 425 Market Street, 32nd Floor, San Francisco, California 94105-2482 Tel.: 415.268.7000 Fax: 415.268.7522 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC.	23						
San Francisco, California 94105-2482 Tel.: 415.268.7000 Fax: 415.268.7522 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC.				MORRISON	& FOERSTER LLP		
Fax: 415.268.7522 Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC. 28				San Francisco	o, California 94105-2482		
Attorneys for Defendant and Counterclaim Plaintiff YAHOO! INC. 28 3	25						
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STIPULATION AND [PROPOSED] ORDER ENLARGING TIME FOR FACT DISCOVERY LIBA/2302779.3

[PROPOSED ORDER] PURSUANT TO STIPULATION, IT IS SO ORDERED. May 29 _____, 2012 Date: _ UNITED 3 TES MAGISTA TE JUDGE STIPULATION AND [PROPOSED] ORDER ENLARGING TIME FOR FACT DISCOVERY CASE NO. C 09-5386 JCS

LIBA/2302779.3

GENERAL ORDER 45 ATTESTATION I, Daniel W. Richards, am the ECF User whose ID and Password are being used to file this STIPULATION AND [PROPOSED] ORDER ENLARGING TIME FOR FACT **DISCOVERY** In compliance with General Order 45, X.B., I hereby attest that Richard S.J. Hung has concurred to its filing. Dated: May 23, 2012 /s/ Daniel W. Richards Daniel W. Richards