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DIGITAL INSIGHT CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MSHIFT, INC., a Delaware Corporation,
Plaintiff,

v.

DIGITAL INSIGHT CORPORATION, a
Delaware corporation, COMMUNITY
TRUST FINANCIAL CORPORATION, a
Louisiana corporation, and COMMUNITY
TRUST BANK, a Louisiana corporation,

Defendants.

CASE NO. C10-00710 (WHA)

**STIPULATION AND ~~PROPOSED~~
ORDER GRANTING PLAINTIFF LEAVE
TO SERVE AMENDED INFRINGEMENT
CONTENTIONS**

AND RELATED COUNTERCLAIMS

1 Plaintiff MShift, Inc. (“MShift”) and Defendants Digital Insight Corporation (“DI”),
2 Community Trust Financial Corporation, and Community Trust Bank hereby agree that MShift
3 will be permitted to serve amended infringement contentions pursuant to Patent Local Rule 3-6
4 within one business day after the Court enters this Stipulation and Proposed Order. There is good
5 cause for this Stipulation and Proposed Order, including: (1) The amendment is occurring at an
6 early stage in the litigation; (2) DI and Mobile Money Ventures (“MMV”) produced documents
7 on May 7, 2010 (20 days before MShift's infringement contentions were due), and MShift's
8 position is that it needed more time to review and analyze the documents to include references to
9 them in its contentions; and (3) all parties agree that it is in their best interests for MShift to
10 amend its contentions to refer to documents produced by DI/MMV and to provide additional
11 detail on certain points.

12 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

13 DATED: June 11, 2010

/s/ Brent Yamashita

14 ANDREW VALENTINE
15 BRENT YAMASHITA
16 ERIK FUEHRER

17 Attorneys for Defendants and Counterclaimants DIGITAL
18 INSIGHT CORPORATION, COMMUNITY TRUST
19 FINANCIAL CORPORATION, and COMMUNITY
20 TRUST BANK

21 DATED: June 11, 2010

/s/ James Otteson

22 JAMES OTTESON
23 DANIEL BERGESON
24 MELINDA MORTON

25 Attorneys for Plaintiff MSHIFT, INC.

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: June 14, 2010.

Honorable William H. Alsup
United States District Court

