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 MYSPLACE, INC., and
 9 Third-Party Defendant and Counterclaimant
 FOX AUDIENCE NETWORK, INC.

Attorneys for Defendant and Counter-claimant
 GRAPHON CORPORATION

11 **UNITED STATES DISTRICT COURT**
 12 **NORTHERN DISTRICT OF CALIFORNIA**

13 MYSPLACE, INC.,
 14 Plaintiff and Counterdefendant,
 15 vs.
 16 GRAPHON CORPORATION,
 17 Defendant and Counterclaimant.

Case No. C 10-00604 EDL
Case No. C 10-01156 EDL
Consolidated Actions

STIPULATION RE FILING OF REPLY
BRIEF IN EXCESS OF PAGE LIMIT
AND ~~PROPOSED~~ ORDER

(Filed in connection with MySpace/FAN's
 Motion for Summary Judgment of Invalidity
 of U.S. Patent Nos. 6,324,538; 6,850,940;
 7,028,034; and 7,269,591)

DATE: Thursday, September 30, 2010
 TIME: 9:30 a.m.
 COURTROOM: Courtroom E, 15th Floor
 JUDGE: Honorable Elizabeth D. Laporte

28 STIPULATION RE FILING OF REPLY BRIEF IN EXCESS OF PAGE LIMIT AND [PROPOSED] ORDER;
 Case Nos. C 10-00604 & C 10-01156

1 IT IS HEREBY STIPULATED by and between Plaintiff and Counterdefendant
2 MySpace, Inc., and Third-Party Defendant and Counterclaimant Fox Audience Network, Inc.
3 (collective, "MySpace"), and Defendant and Counterclaimant GraphOn Corporation
4 ("GraphOn"), by and through their counsel of record, as follows:

5 WHEREAS, on May 26, 2010, MySpace filed a Motion for Summary Judgment
6 of Invalidity regarding U.S. Patent Nos. 6,324,538; 6,850,940; 7,028,034; and 7,269,591;

7 WHEREAS, on August 3, 2010, GraphOn filed its Opposition to MySpace's
8 Motion for Summary Judgment;

9 WHEREAS, MySpace's Reply in support of its Motion for Summary Judgment is
10 due on September 3, 2010;

11 WHEREAS, Civil Local Rule 7-4(b) provides that unless the Court expressly
12 orders otherwise pursuant to a party's request made prior to the due date, a reply brief or
13 memorandum may not exceed 15 pages of text;

14 WHEREAS, pursuant to Civil Local Rule 7-11, a party may file an administrative
15 motion to exceed otherwise applicable page limitations;

16 WHEREAS, the parties have met and conferred, and GraphOn does not oppose
17 MySpace's request for a total of 22 pages of text for its Reply Brief, exclusive of the caption
18 page, table of contents, table of authorities, declaration, and exhibits, in order to fully address
19 GraphOn's Opposition to MySpace's potentially case-dispositive Motion for Summary
20 Judgment.

21 THEREFORE, IT IS HEREBY STIPULATED AND AGREED, subject to the
22 Court's approval, that MySpace shall have a total of 22 pages of text for its Reply Brief in
23 support of its Motion for Summary Judgment, exclusive of the caption page, table of contents,
24 table of authorities, declaration, and exhibits.
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1 DATED: September 2, 2010

Respectfully submitted,

2 COVINGTON & BURLING LLP

3
4 By: /s/ Kevin B. Collins¹
Kevin B. Collins

5 ATTORNEYS FOR MYSPACE, INC., AND
6 FOX AUDIENCE NETWORK, INC.

7
8 DATED: September 2, 2010

WATSON ROUNDS

9 By: /s/ Michael D. Rounds
10 Michael D. Rounds

11 ATTORNEYS FOR GRAPHON CORPORATION

12
13 ~~PROPOSED~~ ORDER

14
15 The Court has considered the above Stipulation and MySpace's accompanying Notice Of
16 Motion and Administrative Motion for Leave to File MySpace, Inc.'s and Fox Audience
17 Network, Inc.'s Reply Brief in Excess of Page Limit. Good cause appearing therefor,

18
19 **IT IS SO ORDERED.**

20 DATED: Sept. 2, 2010

Elizabeth D. Laporte

21 The Honorable Elizabeth D. Laporte
22 UNITED STATES MAGISTRATE JUDGE

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25
26 ¹ In compliance with General Order 45.X.B, I hereby attest that concurrence in the filing of this
27 document has been obtained from the other signatory hereto.
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CERTIFICATE OF SERVICE

The undersigned certifies that, on this date, she caused this document to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of filing to counsel of record for each party.

Dated: September 2, 2010

By: /s/ Ellen Chiulos
Ellen Chiulos