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 and Counterclaim-Plaintiffs  
 9 TANDBERG, INC., AVAGO TECHNOLOGIES  
 U.S. INC., BAYER CORPORATION and ONE  
 10 COMMUNICATIONS CORP.

11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA

13 TELECONFERENCE SYSTEMS, LLC.,  
 14 Plaintiff and Counterclaim-  
 Defendant,

15 v.

16 TANDBERG, INC., AVAGO  
 17 TECHNOLOGIES U.S. INC., BAYER  
 CORPORATION, ERICSSON INC. and ONE  
 18 COMMUNICATIONS CORPORATION,

19 Defendants and  
 Counterclaim-Plaintiff,

20 v.

21 MARGALLA COMMUNICATIONS, INC.  
 22 Counterclaim-Defendant.  
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Case No. C 10-01325 JSW

JOINT STIPULATION AND ~~PROPOSED~~  
 ORDER REGARDING DISCOVERY  
 MAGISTRATE

Hon. Jeffrey S. White

1           WHEREFORE, at the August 6, 2010, Case Management Conference held jointly in this  
2 action and in *Cisco Systems, Inc. v. Teleconference Systems, LLC and Margalla Communications,*  
3 *Inc.*, No. 3:09-cv-01550-JSW (the “Cisco Action”), the Court ordered that the actions proceed on  
4 a coordinated schedule for discovery and claim construction;

5           WHEREFORE, pursuant to the Court’s August 9, 2010 Civil Minute Orders (Dkt. No. 64;  
6 Cisco Action Dkt. No. 201), the parties filed Joint Notices Regarding Agreed Magistrate Judge  
7 For Discovery Purposes (Dkt. No. 67; Cisco Action Dkt. No. 204) notifying the Court of their  
8 agreement that Magistrate Judge Elizabeth D. Laporte be designated under  
9 28 U.S.C. § 636(b)(1)(A) to hear and determine pretrial matters regarding discovery in this action  
10 and in the Cisco Action;

11           WHEREFORE, on August 23, 2010 the Court referred both actions to Magistrate Judge  
12 Laporte (Dkt. No. 68; Cisco Action Dkt. No. 205);

13           WHEREFORE, on August 25, 2010 Magistrate Judge Laporte entered a Recusal Order in  
14 the Cisco Action (Cisco Action Dkt. No. 206);

15           WHEREFORE, on September 3, 2010, the Notice of Referral and Order Re Discovery  
16 Procedures stated that the Cisco Action had been referred to Magistrate Judge Edward M. Chen  
17 (Cisco Action Dkt. No. 207); and

18           WHEREFORE, referral to the same magistrate judge in both actions will promote  
19 efficient use of Court’s and the parties’ resources and avoid potentially inconsistent results.

20           NOW THEREFORE IT IS HEREBY STIPULATED BETWEEN THE PARTIES that,  
21 subject to the Court's approval, Magistrate Judge Edward M. Chen be designated under  
22 28 U.S.C. § 636(b)(1)(A) to hear and determine pretrial matters regarding discovery in this  
23 action.

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Dated: October 20, 2010

THE SIMON LAW FIRM, P.C.

By:           /s/ Anthony G. Simon            
ANTHONY G. SIMON  
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Attorneys for Plaintiff and  
Counterclaim-Defendants

Dated: October 20, 2010

WEIL, GOTSHAL & MANGES LLP

By:           /s/ Edward R. Reines            
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Attorneys for Defendant and  
Counterclaim-Plaintiffs Tandberg,  
Inc., Avago Technologies U.S. Inc.,  
Bayer Corporation and One  
Communications Corp.

**FILER'S ATTESTATION**

I, Edward R. Reines, am the ECF User whose ID and password are being used to file this  
Joint Stipulation. In compliance with General Order 45, paragraph X.B., I hereby attest that  
Anthony G. Simon has concurred in this filing.

Dated: October 20, 2010

WEIL, GOTSHAL & MANGES LLP

By:           /s/ Edward R. Reines            
EDWARD R. REINES  
edward.reines@weil.com

Attorneys for Defendant and  
Counterclaim-Plaintiffs Tandberg,  
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**PROPOSED ORDER**

Pursuant to the Stipulation above, the Court hereby orders that Magistrate Judge Edward M. Chen be designated under 28 U.S.C. § 636(b)(1)(A) to hear and determine pretrial matters regarding discovery in this action.

**IT IS SO ORDERED.**

DATED: October 20, 2010

  
\_\_\_\_\_  
JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE