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SHARED MEMORY GRAPHICS LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SHARED MEMORY GRAPHICS LLC,

Plaintiff,

v.

APPLE INC., ET AL.,

Defendants.

Case No. C-10-02475 MMC (EMC)

**STIPULATION AND [PROPOSED]
ORDER EXTENDING THE DUE DATES
FOR FILING AND SERVICE OF
PLAINTIFF'S OPPOSITION TO, AND
DEFENDANTS REPLIES IN SUPPORT
OF, DEFENDANTS' MOTIONS TO
STRIKE AND TO DISMISS**

(DOCKET NOS. 419 AND 421)

Date: August 25, 2011
Time: 9:00 a.m.;
Courtroom: E, 15th Floor

Judge: Magistrate Judge Jacqueline Scott Corley

1 Pursuant to Civil Local Rule 7-12, and the Standing Order for Magistrate Judge
2 Jacqueline Scott Corley, Plaintiff Shared Memory Graphics LLC (“Shared Memory”), and
3 Defendants Nintendo of America Inc. and Nintendo Co., Ltd. (collectively, “Nintendo”) and
4 Defendants Sony Corporation of America, Sony Computer Entertainment America LLC, Sony
5 Corporation, Sony Computer Entertainment Inc., and Sony Semiconductor Kyushu Corporation
6 Ltd. (collectively, “Sony”) hereby submit the following stipulation and proposed order extending
7 the due date for Plaintiff’s opposition to Defendants motions to strike and to dismiss (Docket
8 Nos. 419 and 421) from July 8, 2011 to July 15, 2011, and the due dates for Defendants’ replies
9 in support of their respective motions from July 15, 2011 to July 22, 2011.

10 WHEREAS, on June 24, 2011, Defendant Nintendo filed a motion to strike portions of
11 Shared Memory’s Infringement Contentions and supporting documents (*see* Docket Nos. 419-
12 420);

13 WHEREAS, on June 24, 2011, Defendant Sony filed a motion to strike Shared Memory’s
14 Infringement Contentions and to Dismiss Shared Memory’s Claims and supporting documents
15 (*see* Docket Nos. 421-422);

16 WHEREAS, under recently-amended Civil Local Rule 7-3, Plaintiff Shared Memory’s
17 opposition to Defendants’ motions were due on Friday, July 8, 2011, four business days after the
18 long July 4th holiday weekend,

19 WHEREAS, under recently amended Civil Local Rule 7-3, Defendants Nintendo and
20 Sony’s replies were due on July 15, 2011, one week after the filing and service of Plaintiff’s
21 opposition;

22 WHEREAS, well before the above-referenced due dates, the parties began negotiating in
23 good faith concerning extending the due dates Plaintiff’s opposition and Defendants replies given
24 the recent amendments to the Local Rules, the intervening holiday weekend, and the potentially
25 dispositive nature of Sony’s motion;

26 WHEREAS, on June 28, 2011, the Judge Chesney issued an Order referring Nintendo and
27 Sony’s motions to Magistrate Judge Jacqueline Scott Corley, vacating the August 26, 2011
28 hearing date, and noting the potentially dispositive nature of Sony’s motion (*see* Docket No. 423);

1 WHEREAS, on June 28, 2011, the Court reset the deadlines for Defendants' motions,
2 resetting the hearing date to Thursday, August 25, 2011 at 9:00 a.m. in Courtroom E, 15th Floor;

3 WHEREAS, there is good cause for extending the briefing schedule given the intervening
4 holiday weekend and the potentially dispositive nature of Sony's motion;

5 WHEREFORE, premises considered, IT IS HEREBY STIPULATED AND AGREED by
6 Plaintiff Shared Memory and Defendants Nintendo and Sony that the due date for Plaintiff's
7 opposition to Defendants motions to strike and to dismiss (Docket Nos. 419 and 421) shall be
8 extended from July 8, 2011 to July 15, 2011, and that the due date for Defendants' replies in
9 support of their respective motions be extended from July 15, 2011 to July 22, 2011.

10 Dated: July 6, 2011

COLLINS, EDMONDS & POGORZELSKI, PLLC,

11 By: /s/ Henry Pogorzelski
12 Henry Pogorzelski (*pro hac vice*)
13 Attorneys for Plaintiff Shared Memory Graphics LLC

14 PERKINS COIE LLP

15 By: /s/ Grant Kinsel
16 Grant Kinsel, SBN. 172407
17 Attorneys for Defendants Nintendo Co., Ltd. and
18 Nintendo of America Inc.

19 KENYON & KENYON LLP

20 By: /s/Lewis Popovski
21 Lewis Popovski (*pro hac vice*)
22 Attorneys for Defendants Sony Corporation of
23 America, Sony Computer Entertainment America
24 LLC, Sony Corporation, Sony Computer
25 Entertainment, Inc., and Sony Semiconductor
26 Kyushu Corporation Ltd.

27 PURSUANT TO STIPULATION, IT IS SO ORDERED:

28 Dated: JUL 07 2011


The Honorable Jacqueline Scott Corley
United States District Court Magistrate Judge