1	[counsel listed on signature page]		
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8	UNITED STATES DISTRICT COURT		
9	NORTHERN DISTRICT OF CALIFORNIA		
10	SAN FRANCISCO DIVISION		
11	ORACLE AMERICA, INC.	Case No. CV 10-03561 WHA (DMR)	
12	Plaintiff,	SECOND STIPULATION AND [PROPOSED] ORDER REGARDING	
13	v.	TRIAL PROCEDURES	
14	GOOGLE INC.		
15	Defendant.	Judge: Honorable William H. Alsup	
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_0	SECOND STIPULATION AND [PROPOSED] ORDER REGARDING TRIAL PROCEDURES CASE No. CV 10-03561 WHA (DMR) pa-1523076		

1 **STIPULATION** 2 WHEREAS, the parties have continued to meet and confer in advance of trial and have 3 reached agreement regarding certain additional trial procedures; and 4 WHEREAS, these agreements are in accordance with the Court's March 5, 2012 5 Guidelines for Trial and Final Pretrial Conference in Civil Jury Cases Before the Honorable 6 William Alsup ("Trial Guidelines"); 7 NOW THEREFORE THE PARTIES HEREBY STIPULATE AND AGREE as follows: 8 1. Consistent with Paragraph 20 of the Trial Guidelines, each party shall serve 9 deposition designations by 5:00 pm five days before they are to be used at trial. Each party shall 10 serve counter-designations and objections by 5:00 pm two days after the deposition designations 11 have been served. The final packet required by Paragraph 20 of the Trial Guidelines shall be 12 submitted to the Court by 8:00 am the day after the counter-designations and objections have 13 been served, two days before they are to be used at trial. 14 2. Witnesses who have been subpoenaed by the parties to appear on April 16, 2012, 15 need not appear in court until the day they have been noticed to testify by the other party, 16 pursuant to Paragraph 11 of the Trial Guidelines. 17 3. Google and its witnesses will not submit evidence or argument at trial referencing 18 the fact that Oracle withdrew patents previously asserted in this case, unless the Court first 19 determines that Oracle has opened the door to such evidence. 20 **ORDER** 21 22 The foregoing stipulation is approved, and IT IS SO ORDERED. 23 24 Date: 25 Honorable William Alsup Judge of the United States District Court 26 27 28

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SECOND STIPULATION AND [PROPOSED] ORDER REGARDING TRIAL PROCEDURES CASE No. CV 10-03561 WHA (DMR) pa-1523076

1	ATTESTATION		
23456	Stipulation and [Proposed] Order to Ex	I, Daniel P. Muino, am the ECF User whose ID and password are being used to file this ipulation and [Proposed] Order to Extend Due Date for Fed. R. Civ. P. 26(a)(3) Disclosures. In impliance with General Order 45, X.B., I hereby attest that Matthias Kamber has concurred in its filing.	
7	Date: April 12, 2012	/s/ <i>Daniel P. Muino_</i> DANIEL P. MUINO	
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