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 19 JUNIPER NETWORKS, INC.

20 *Additional Attorneys Listed on Signature Page*

21 UNITED STATES DISTRICT COURT
 22 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 23 SAN FRANCISCO DIVISION

24 IMPLICIT NETWORKS, INC.,
 25
 26 Plaintiff,
 27
 28 v.
 29 JUNIPER NETWORKS, INC.,
 30
 31 Defendant.

Case No. C 10-4234 SI
**STIPULATION REGARDING
 DEADLINE TO REQUEST COSTS
 AND/OR FEES AND
 [PROPOSED] ORDER**

32 STIPULATION REGARDING DEADLINE TO
 33 REQUEST COSTS AND/OR FEES AND
 34 [PROPOSED] ORDER

Case No. C 10-4234 SI

1 Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiff Implicit Networks, Inc.
2 ("Implicit") and Defendant Juniper Networks, Inc. ("Juniper") hereby stipulate through their
3 respective counsel of record as follows:

4 WHEREAS, on March 13, 2013, this Court granted Juniper's motions for summary
5 judgment on invalidity and non-infringement (*see* Dkt. No. 205);

6 WHEREAS, on March 14, 2013, this Court entered Judgment in favor of Juniper
7 (*see* Dkt. No. 206);

8 WHEREAS, Federal Rule of Civil Procedure 54(d)(2)(B) and Civil Local Rule
9 54-5(a) ordinarily would require Juniper to file for costs and fees no later than March 28,
10 2013 (14 days after the entry of judgment); and

11 WHEREAS, the parties believe that providing for a modest extension of this
12 deadline would facilitate ongoing discussions between the parties and potentially conserve
13 judicial resources;

14 NOW THEREFORE the parties through their undersigned counsel, hereby stipulate
15 and request that the Court grant, pursuant to Local Rule 6-2, that Juniper will be deemed to
16 have timely filed any request for costs and/or fees submitted on or before April 8, 2013.

17 **IT IS SO STIPULATED.**

18
19 March 22, 2012

Respectfully and jointly submitted,

20 /s/ David C. McPhie
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I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic filing of this document has been obtained from the other signatories.

DATED: March 22, 2013

/s/ David C. McPhie

David C. McPhie

ORDER

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Pursuant to the stipulation of the parties, it is hereby ORDERED that that Juniper will be deemed to have timely filed any request for costs and/or fees in this action that is submitted on or before April 8, 2013.

PURSUANT TO STIPULATION IT IS SO ORDERED

Dated: March 26, 2013



Honorable Susan Illston
United States District Judge

1 UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA
3 SAN FRANCISCO DIVISION

4 IMPLICIT NETWORKS, INC.,

Case No. C 10-4234 SI

5 Plaintiff,

6 v.

7 JUNIPER NETWORKS, INC.,

8 Defendant.
9

10 **DECLARATION OF DAVID C. McPHIE IN SUPPORT OF**
11 **STIPULATION REGARDING DEADLINE TO REQUEST COSTS AND/OR FEES**

12 I, David C. McPhie, hereby declare as follows:

13 1. I am attorney with the law firm of Irell & Manella LLP, counsel for defendant
14 Juniper Networks, Inc. (“Juniper”) in this matter. I am a member in good standing of the State Bar
15 of California and am admitted to practice before this Court. I have personal knowledge of the
16 facts set forth in this Declaration and, if called as a witness, could and would testify competently
17 to these facts under oath.

18 2. The parties are submitting a Stipulation Regarding Deadline to Request Costs
19 and/or Fees in order to facilitate ongoing discussions between the parties and to potentially
20 conserve judicial resources. The new deadline provided in that Stipulation is April 8, 2013.

21 3. This Court has not granted any previous extensions of time for Juniper to file any
22 request for costs and/or fees.

23 4. The requested extension of time will have no effect on the schedule for this case.

24 I declare under penalty of perjury that the foregoing is true and correct.

25 Executed this 22nd day of March, 2013, in Park City, Utah.

26
27 /s/ David C. McPhie

28 David C. McPhie