In re SPECS

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7	SPECS SURFACE NANO ANALYSIS GmbH and SPECS SURFACE NANO ANALYSIS, INC.			
8				
9	UNITED STATES DISTRICT COURT			
10	NORTHERN DISTRICT OF CALIFORNIA			
11		Case No. CV 10-4250 JW		
12	In Re SPECS			
13		SECOND STIPULATION AND [PROPOSED] ORDER TO CONTINUE		
14		DEADLINE FOR SUBMISSION OF JOINT LETTER BRIEF RE DISCOVERY		
15		ISSUES		
16		Judge: Hon. Donna N. Ryu		
17		Courtroom: 4, 3 <sup>rd</sup> Floor (Oakland) Complaint Filed: August 19, 2010		
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19		ı		
20	WHEREAS on April 2, 2012, SPECS Surface Nano Analysis GmbH ("SPECS GmbH")			
21	and SPECS Surface Nano Analysis, Inc. ("SPECS Nano") filed (1) a Motion for Protective			
22	Order and (2) a Motion to Compel Attendance of Defendants at Depositions, along with a			
23	Motion to Shorten Time, and noticed those motions for hearing before the Honorable James			
24	Ware;			
25	WHEREAS on April 3, 2012, Judge Ware denied the motion to shorten time, and			
26	referred the discovery motions to this Court (Docket Nos. 56, 57);			
27	WHEREAS that same day, this Court issued an order requiring that the parties comply			
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	SECOND STIPULATION AND [PROPOSED] ORDER TO CONTINUE DEADLINE FOR SUBMISSION OF JOINT LETTER BRIEF RE DISCOVERY ISSUES			

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1	with the Court's standing order regarding the submission of a joint letter addressing discovery		
2	disputes, and further ordered that any such letter relating to the previously filed motions shoul		
3	be filed no later than Friday, April 13, 2012 (Docket No. 58);		
4	WHEREAS, because of conflicts with other matters, including out-of-state travel and		
5	pretrial filing deadlines in a matter before the Honorable Claudia Wilken, counsel for SPECS		
6	GmbH and SPECS Nano met and conferred with counsel for Rickmer Kose and SPECS USA		
7	Corp., and the parties agreed to extend the deadline for submission of the joint letter until		
8	Wednesday, April 18, 2012, subject to approval of this Court;		
9	WHEREAS, on April 10, 2012, the parties submitted a Stipulation and Proposed Orde		
10	seeking an extension of the deadline for the joint letter brief until April 18th (e-docket no. 60)		
11	WHEREAS, on April 11, 2012, the Court granted that request and entered an order		
12	setting the deadline for submission of the joint letter brief for April 18, 2012;		
13	WHEREAS, the following day, on April 12, 2012, counsel for SPECS GMB and		
14	SPECS Inc., Michael Lisi, learned that his father-in-law had passed away, and the services no		
15	are scheduled such that Mr. Lisi will be out of town on April 17 and April 18;		
16	WHEREAS, on April 13, 2012, upon learning of this issue, counsel for SPECS USA		
17	and Kose graciously offered to extend the filing deadline to accommodate Mr. Lisi's family		
18	issues; and		
19	THEREFORE, the parties have now met and conferred and hereby stipulate, subject to		
20	the approval of this Court, that the deadline for submission of the parties' joint letter brief shall		
21	be continued to Friday, April 20, 2012; and that SPECS GmbH and SPECS Inc. will provide		
22	their portions of the letter brief by the close of business on April 16, 2012, while SPECS USA		
23	and Kose shall provide their portions of the letter brief by no later than 11 AM on Thursday,		
24	April 19, 2012.		
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1	Dated: April 16, 2012 Kri	EG, KELLER, SLOAN, REILLEY & ROMAN LLP		
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3		/s/ Michael D. Lisi		
4		CHAEL D. LISI orneys for Plaintiffs and Counterdefendants		
5	SPE	ECS Surface Nano Analysis GmbH		
	AND	SPECS SURFACE NANO ANALYSIS, INC		
6				
7		SSAMAN LLP		
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9		/s/ Chi Soo Kim		
10		orneys for Defendants and Counter-claimaints		
1	SPE	ECS USA CORP. AND RICKMER KOSE		
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3		ed by the above counsel to execute on their		
4	behalf this Second Stipulation and [Proposed] Order to Continue Deadline for Submission of			
5	Joint Letter Brief re Discovery Issues.			
6	Executed on this 16 <sup>th</sup> day of April, 2012, at San Francisco, California.			
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		/s/ CHAEL D. LISI		
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19		CATES DISTRICT CO		
20		PURSUANT TO STIPULATION, IT IS SO OF DERED		
21	PURSUANT TO STIPULATION, IT IS SO ORDERED IT IS SO ORDERED			
22				
23	Dated: April 16, 2012	ADDINA PVIL M. Ryu &		
24	THE HON UNITED	PONTAM RYNA M. Ryu & FSOMA CRYD THE JUDGE		
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26		PERN DISTRICT OF CO.		
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SECOND STIPULATION AND [PROPOSED] ORDER TO CONTINUE DEADLINE FOR SUBMISSION OF JOINT LETTER BRIEF RE DISCOVERY ISSUES Case No. CV 10-4250 JW