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12 Attorneys for Plaintiffs
 13 ILLUMINA, INC. and SOLEXA, INC.

14 **UNITED STATES DISTRICT COURT**
 15 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

16 ILLUMINA, INC., and)	Case No. 3:10-cv-05542 EDL
17 SOLEXA, INC.,)	
18 Plaintiffs,)	STIPULATION AND PROPOSED
19 v.)	ORDER TO EXTEND DISCOVERY
20 COMPLETE GENOMICS, INC.,)	SCHEDULE AND SET MOTION
21 Defendant.)	DEADLINES AND PRETRIAL AND
)	TRIAL DATES AS MODIFIED
)	
)	
)	
)	
)	

23
 24 Plaintiffs Illumina, Inc. and Solexa, Inc. (collectively, "Illumina") and Defendant
 25 Complete Genomics, Inc. ("CGI") agree to the following Stipulation and respectfully request that
 26 the Court enter an Order as follows:

27 WHEREAS the Court issued an Order on February 8, 2012 (Dkt. No. 123) requesting that
 28 the parties file a stipulation regarding proposed motion deadlines, pretrial and trial dates;

1 WHEREAS on May 16, 2011, the Court entered a Case Management Scheduling Order
2 (Dkt. No. 76) setting a schedule for this case through and including the claim construction hearing
3 and indicating that following claim construction, the Court would “set dates for the rest of the
4 case”;

5 WHEREAS on May 3, 2011, the Court entered a Civil Minute Order (Dkt. No. 74) setting
6 the close of fact discovery on March 15, 2012;

7 WHEREAS no trial date or pretrial conference date has been set by the Court;

8 WHEREAS the parties have been focused on claim construction, and the parties agree that
9 more time is required to complete discovery;

10 WHEREAS the parties’ proposed extension will allow the parties sufficient time to review
11 documents and prepare for depositions;

12 WHEREAS the parties’ proposed changes to the discovery deadlines would not affect
13 deadlines for filing documents with the Court;

14 WHEREAS there has been one modification to the Court’s May 16, 2011 Case
15 Management Scheduling Order to extend the deadline for claim construction disclosures and
16 briefing (Dkt. No. 80) (the Court also postponed the Initial Case Management Conference from
17 March 18, 2011 to April 1, 2011 by stipulation (Dkt. No. 52), from April 1, 2011 to April 8, 2011
18 by stipulation (Dkt. No. 54), and from April 8, 2011 to May 3, 2011 due to the transfer of the case
19 from Judge Breyer to Magistrate Judge Laporte (Dkt. No. 68); postponed the deadline for
20 conducting mediation from August 15, 2011 to September 23, 2011 by stipulation (Dkt. No. 83);
21 and extended the deadline to amend pleadings from January 15, 2012 to January 27, 2012 by
22 stipulation (Dkt. No. 112));

1 IT IS HEREBY STIPULATED AND AGREED, subject to the approval of the Court, that
 2 the Court's May 16, 2011 Case Management Scheduling Order (Dkt. No. 76) and May 3, 2011
 3 Civil Minute Order (Dkt. No. 74) are amended as follows:
 4

Event	Current Date	Amended Date
Substantial completion of document production	n/a	March 29, 2012
Close of fact discovery	March 15, 2012	June 22, 2012
Advice of counsel due (Patent L.R. 3-7)	n/a	March 29, 2012
Designate experts/Exchange expert reports on issues on which a party bears the burden	n/a	August 6, 2012
Designate rebuttal experts/Exchange rebuttal expert reports	n/a	September 20, 2012
Exchange reply expert reports	n/a	October 22, 2012
Complete expert discovery	n/a	November 21, 2012
Last date to file dispositive motions	n/a	January 14, 2013
Pretrial conference	n/a	April 15, 2013 April 16, 2013 at 2:00 p.m.
Trial	n/a	May 13, 2013 at 8:30 a.m.

1 Dated: February 24, 2012

2 /s/ John R. Labbé

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13 Attorneys for Plaintiffs
14 ILLUMINA, INC. and SOLEXA, INC.

15 FILER'S ATTESTATION: Pursuant to General Order
16 No. 45, Section X.B, John R. Labbé hereby attests that
17 Katherine LaBarre has provided her concurrence with
18 the electronic filing of this Stipulation and [Proposed]
19 Order.

/s/ Katherine LaBarre

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20 PURSUANT TO STIPULATION, IT IS SO ORDERED, this 27th day of February, 2012.

