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19 Attorneys for Plaintiffs
20 Barnes & Noble, Inc. and
21 barnesandnoble.com llc

22 UNITED STATES DISTRICT COURT
23 NORTHERN DISTRICT OF CALIFORNIA
24 SAN FRANCISCO DIVISION

25 BARNES & NOBLE, INC. and
26 BARNESANDNOBLE.COM LLC,

27 Plaintiffs,

28 v.

29 LSI CORPORATION and
30 AGERE SYSTEMS INC.,

31 Defendants.

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50 Attorneys for Defendants
51 LSI Corporation and
52 Agere Systems Inc.

53 Case No. 11-cv-02709 EMC

54 **JOINT STIPULATION AND**
55 **[PROPOSED] ORDER SUBSTITUTING**
56 **AGERE SYSTEMS LLC FOR AGERE**
57 **SYSTEMS INC. AS DEFENDANT AND**
58 **COUNTERCLAIMANT PURSUANT TO**
59 **FED. R. CIV. P. 25(C)**

60 Trial Date: None set

61 Pursuant to Local Rule 7-12, Plaintiffs Barnes & Noble, Inc. and barnesandnoble.com llc
62 and Defendants LSI Corporation and Agere Systems Inc. (collectively, the “Parties”), by and
63 through their respective counsel of record, stipulate as recited below.

64 WHEREAS, on July 24, 2012, Agere Systems Inc. executed and filed with the Secretary

65 STIPULATION SUBSTITUTING AGERE
66 SYSTEMS LLC FOR AGERE SYSTEMS
67 INC.

68 CASE NO.: 11-CV-02709 EMC

1 of State of the State of Delaware a Certificate of Conversion, pursuant to which Agere Systems
2 Inc. was converted from a corporation to a limited liability company and changed its name to
3 Agere Systems LLC;

4 And WHEREAS, Agere Systems LLC has become the real party in interest instead of
5 Agere Systems, Inc. in this litigation;

6 THE PARTIES HEREBY STIPULATE THAT, in view of the foregoing, pursuant to Fed.
7 R. Civ. P. 25(c), Agere Systems LLC shall be substituted for Defendant and Counterclaimant
8 Agere Systems Inc. in the above captioned action.

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10 Dated: September 6, 2012

FENWICK & WEST LLP

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By: /s/ Ravi Ranganath

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Ravi Ranganath
Attorneys for Defendants
LSI Corporation, Agere Systems Inc.

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14 Dated: September 6, 2012

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

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By: /s/ Carl G. Anderson

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Carl G. Anderson
Attorneys for Plaintiffs
Barnes & Noble, Inc. and
barnesandnoble.com llc

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PURSUANT TO STIPULATION, IT IS SO
ORDERED.

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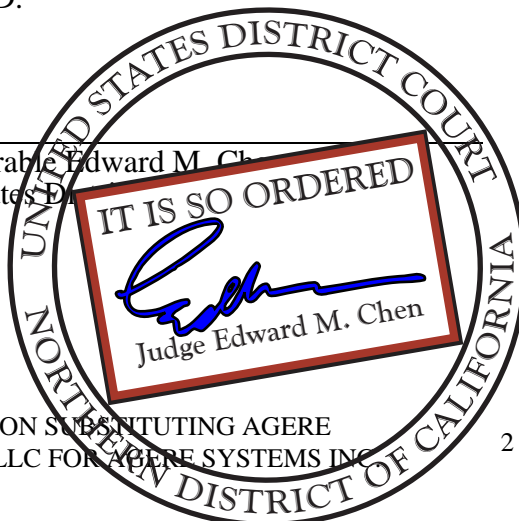
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The Honorable Edward M. Chen
United States District Court

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ATTESTATION PURSUANT TO GENERAL ORDER 45

Pursuant to General Order No. 45, § X(B), regarding signatures, I attest under penalty of perjury that the concurrence in the filing of this document has been obtained from its signatories.

Dated: September 6, 2012

FENWICK & WEST LLP

By: /s/ Ravi Ranganath
Ravi Ranganath
Attorneys for Defendants
LSI Corporation and Agere Systems Inc.

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