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 LSI Corporation and
 Agere Systems LLC

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 Barnes & Noble, Inc. and
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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

BARNES & NOBLE, INC. and
 BARNESANDNOBLE.COM LLC,
 Plaintiffs,
 v.
 LSI CORPORATION and
 AGERE SYSTEMS LLC,
 Defendants.

Case No. 11-cv-02709 EMC
**JOINT STIPULATION AND
 [PROPOSED] ORDER REGARDING
 AMENDMENT TO SEPTEMBER 5, 2012
 CASE MANAGEMENT ORDER**
 Trial Date: None set

Pursuant to Local Rule 6-2, Plaintiffs Barnes & Noble, Inc. and barnesandnoble.com llc (“Plaintiffs”) and Defendants LSI Corporation and Agere Systems LLC (“Defendants”) (collectively, the “Parties”), by and through their respective counsel of record, stipulate as recited below and jointly request that the Court amend the current case management schedule as set forth

1 below.

2 WHEREAS, the Parties filed a Joint Claim Construction and Prehearing Statement (the
3 “JCCS”) on January 18, 2013 [Dkt. No. 163];

4 WHEREAS, the Court, by Order dated September 5, 2012 [Dkt. No. 132], set certain
5 deadlines in the case, including the completion of claim construction discovery by February 15,
6 2013;

7 WHEREAS, the Court has scheduled a further case management conference for
8 February 28, 2013 [Dkt. No. 147];

9 WHEREAS, in the JCCS, the Parties stated their respective positions regarding expert
10 witness testimony on claim construction, but did not agree as to whether extrinsic evidence in the
11 form of expert testimony is necessary or appropriate in the present case [Dkt. No. 163 at 6-8];

12 WHEREAS, neither Party has served an expert report or declaration including expert
13 witness testimony on claim construction;

14 WHEREAS, the Parties have met and conferred and agreed that, in the event either Party
15 submits a declaration including expert testimony in support of a claim construction brief, that
16 expert will be made available for deposition before the opposing Party’s next claim construction
17 brief is due, at a time and place mutually convenient for the Parties;

18 WHEREAS, the Parties agree that, in view of the foregoing, the date set by the Court for
19 the completion of claim construction discovery shall be extended by a period of forty-nine days
20 until April 5, 2013;

21 WHEREAS, the Parties do not expect that this proposed extension will impact any other
22 dates already fixed by Court Order;

23 THE PARTIES HEREBY STIPULATE that the deadline for the completion of claim
24 construction discovery, currently set for February 15, 2013, shall be extended to April 5, 2013.

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Dated: February 13, 2013

FENWICK & WEST LLP

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

Dated: February 13, 2013

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

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

PURSUANT TO STIPULATION, IT IS SO
ORDERED. All other deadlines are set as follows*
Further CMC is reset from 2/28/13 to
4/11/13 at 10:30 a.m.


Judge Edward M. Chen
United States District Judge

- *4/5/13 - Completion of claim construction discovery
- 4/19/13 - Serve and file opening claim construction brief
- 5/3/13 - Serve and file claim construction response brief
- 5/10/13 - Serve and file claim construction reply brief
- 5/17/13 - Serve and file claim construction sur-reply brief
- 6/7/13 (9:30 a.m. - 4:30 p.m.) - Tutorial
- 6/10 & 6/11/13 (9:30 a.m. - 4:30 p.m.) - Claim construction hearing

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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: February 13, 2013

FENWICK & WEST LLP

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