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11 JOEL RUBINSTEIN, IN PRO PER

12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA

15 JOEL RUBINSTEIN,  
 16  
 17 Plaintiff,  
 18  
 19 vs.  
 20 SAP AG, a German corporation, SAP  
 21 AMERICA, INC., a Delaware corporation,  
 22 SAP LABS, LLC, a Delaware limited liability  
 23 company, and DOES 1-20, inclusive,  
 24  
 25 Defendants.

Case No. C 11-06134 JW

**STIPULATION AND ~~PROPOSED~~  
 ORDER TO RESCHEDULE HEARING  
 AND TO EXTEND BRIEFING  
 DEADLINES FOR DEFENDANTS'  
 MOTION TO DISMISS**

Date: February 6, 2012  
 Time: 9:00 a.m.  
 Judge: Hon. James Ware  
 Dept.: 9

1 Plaintiff Joel Rubinstein ("Plaintiff") and Defendants SAP AG, SAP labs, LLC and SAP  
2 America, Inc. ("Defendants"), collectively referred to as the "Parties," file this stipulation to  
3 extend the hearing date and briefing deadlines related to Defendants' Motion to Dismiss  
4 Plaintiff's Complaint:

5 WHEREAS, Plaintiff filed his Complaint on November 7, 2011 in the Superior Court of  
6 California in and for the County of Santa Clara;

7 WHEREAS, Defendants timely removed the action to this Court on December 6, 2011,  
8 based on diversity of the parties and original jurisdiction pursuant to 28 U.S.C. Section 1332;

9 WHEREAS, Defendants filed their Motion to Dismiss Plaintiff's Complaint on December  
10 13, 2011;

11 WHEREAS, Defendants' Motion to Dismiss is currently set for hearing before this Court  
12 on February 6, 2012;

13 WHEREAS, Plaintiff is currently proceeding in this matter *in pro per* and is currently in  
14 the process of retaining counsel;

15 WHEREAS, Plaintiff anticipates filing an Amended Complaint;

16 WHEREAS, Plaintiff has requested an extension of the deadline to file his Opposition to  
17 Defendants' Motion to Dismiss;

18 WHEREAS, the Parties are willing to continue the hearing on Defendants' Motion to  
19 Dismiss and the related deadlines for filing Plaintiff's Opposition thereto and Defendants' Reply  
20 in Support thereof;

21 WHEREAS, neither party has been or will be prejudiced by the continuation of these  
22 litigation deadlines;

23 THEREFORE, the Parties stipulate and agree, and request that the Court approve the  
24 following deadlines:

Event	Old deadline	New deadline
Plaintiff's last day to file Opposition to Defendants' Motion to Dismiss	12/27/2011	01/17/2012

1	Defendants' last day to file Reply in Support of Motion to	1/03/2012	01/24/2012
2	Dismiss		
3	Hearing on Defendants' Motion to Dismiss	02/06/2012	02/13/2012

5 Dated: December 27, 2011

MORGAN, LEWIS & BOCKIUS LLP

7 By /S/ Jennifer Lockhart  
 8 Melinda S. Riechert  
 9 Jennifer A. Lockhart  
 10 Attorneys for Defendants  
 11 SAP AG, SAP AMERICA, INC. and SAP  
 12 LABS, LLC

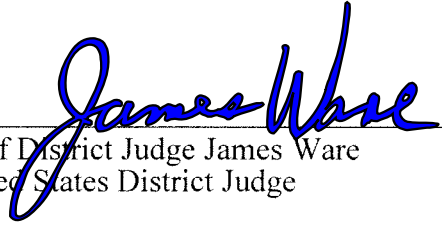
11 Dated: December 27, 2011

JOEL RUBINSTEIN

14 By /S/ Joel Rubinstein  
 15 Joel Rubinstein  
 16 Plaintiff in Pro Per

17 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

19 DATED: January 17, 2012

20   
 Chief District Judge James Ware  
 United States District Judge