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24 **UNITED STATES DISTRICT COURT**  
 25 **NORTHERN DISTRICT OF CALIFORNIA**

26 NANOENTEK, INC.,  
 27 *Plaintiff,*  
 28 vs.  
 29 BIO-RAD LABORATORIES, INC.,  
 30 *Defendant.*

JCS  
 Case No. 3:11-CV-06237-JSW  
**[PROPOSED] STIPULATED**  
**ORDER REGARDING PROPOSED**  
**SCHEDULE FOR MARKMAN BRIEFING**  
 Joseph C. Spero  
 The Honorable ~~Jeffrey S. White~~

31 WHEREAS, Plaintiff NanoEnTek, Inc. (“NanoEnTek”) and Defendant Bio-Rad  
 32 Laboratories, Inc. (“Bio-Rad”), by and through their respective counsel of record, hereby  
 33 STIPULATE AND AGREE that the Court may enter the following order regarding a proposed

1 schedule for Modified *Markman* briefing pursuant to the Local Patent Rules.

2  
3 May 25, 2012 Plaintiff's disclosure of asserted claims and infringement contentions and  
4 document production

5 July 20, 2012 Defendant's invalidity contentions and document production

6 July 27, 2012 Exchange proposed terms for construction

7  
8 August 10, 2012 Exchange preliminary claim constructions and extrinsic evidence

9 August 24, 2012 Joint Claim Construction and Prehearing Statement

10 August 27, 2012 Court mediation to be completed (ECF No. 69)

11 September 24, 2012 Completion of claim construction discovery

12 September 30, 2012 Deadline to join parties / amend pleadings (ECF No. 69)

13 October 9, 2012 Plaintiff's opening claim construction brief

14 October 23, 2012 Defendant's opposing/responsive claim construction brief

15 October 30, 2012 Plaintiff's reply claim construction brief

16 October 30, 2012 Amended, Final Joint Claim Construction Statement

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18 JCS

19 ~~November 6, 2012~~ Tutorial on technology (*to be scheduled by the Court*)

20 JCS

21 ~~November 13, 2012~~ Joint Claim Construction Hearing (*to be scheduled by the Court*)

22 May 6, 2013 Fact Discovery Deadline (ECF No. 69)

23 July 31, 2013 Expert Discovery Deadline; Expert witness list due (ECF No. 69)  
9:30 - JCS

24 August 30, 2013 Dispositive Motion Hearing ~~9:00~~ AM in Courtroom 11 (ECF No. 69)





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**CERTIFICATE OF SERVICE**

The undersigned certifies that the **[PROPOSED] STIPULATED ORDER** was served via the Court’s Electronic Case Management System on all counsel of record on May 10, 2012.

/s/ Jennifer Hayes