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 11 Attorneys for Defendant
 CREATIVE NAIL DESIGN, INC.

12
 13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN FRANCISCO DIVISION

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 17 MYCONE DENTAL SUPPLY CO., INC.,
 D/B/A/ KEYSTONE RESEARCH &
 18 PHARMACEUTICAL,

Case No. 3:12-cv-00747-RS

19 Plaintiff,

20 vs.

21 CREATIVE NAIL DESIGN, INC.,

22 Defendant.

**JOINT STIPULATION AND
 [PROPOSED] ORDER EXTENDING
 TIME FOR DEFENDANT CREATIVE NAIL
 DESIGN, INC. TO FILE ITS REPLY CLAIM
 CONSTRUCTION BRIEF PURSUANT TO
 PATENT LOCAL RULE 4-5**

23 AND RELATED COUNTERCLAIM
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25 Pursuant to Local Rule 6-1, Defendant/Counterclaim Plaintiff Creative Nail Design, Inc.
 26 (“CND”), seeks to extend the deadline for CND to file its reply claim construction brief
 27 pursuant to Patent Local Rule 4-5 from February 15, 2013 to February 19, 2013 for the reasons
 28

1 stated below. Plaintiff Mycone Dental Supply Co., Inc. (“Keystone”), and Counterclaim
2 Defendants Young Nails, Inc., Cacee, Inc. and Nail Systems International (“Counterclaim
3 Defendants”), do not oppose CND’s proposed extension. Therefore, the parties, by and through
4 their respective counsel, hereby stipulate, subject to the Court’s approval, to extend the deadline
5 for CND to file its reply claim construction brief pursuant to Patent Local Rule 4-5 from
6 February 15, 2013 to February 19, 2013.
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8 This extension will not affect the date of the claim construction hearing or any other
9 deadlines set by the Court.

10 On February 8, 2013, Keystone and the Counterclaim Defendants filed their Responsive
11 Claim Construction Brief. Pursuant to the Case Management Scheduling Order, as modified by
12 Court Order on January 7, 2013 (*see* Dkt. 95), the deadline for CND to file its Reply Claim
13 Construction Brief is February 15, 2013. CND has requested additional time, with the approval
14 of Keystone and Counterclaim Defendants, beyond the deadline to do so because CND’s lead
15 counsel of record is recovering from recent surgery.
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17
18 Dated: February 11, 2013

Respectfully submitted,

19 FREITAS TSENG & KAUFMAN LLP

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By /s/ John R. Lane

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**MYCONE DENTAL SUPPLY CO., INC., D/B/A/
KEYSTONE RESEARCH & PHARMACEUTICAL**

ATTESTATION OF CONCURRENCE

I, Craig R. Kaufman, am the ECF User whose ID and password are being used to file this Joint Stipulation and [Proposed] Order Extending Time for Defendant Creative Nail Design, Inc. to File Its Reply Claim Construction Brief Pursuant to Patent Local Rule 4.-5. I attest that, pursuant to United States District Court, Northern District of California Civil L.R. 5-1(i)(3) and General Order 45, concurrence in the filing of this document has been obtained from Counsel for Plaintiff Mycone Dental Supply Co., Inc., d/b/a/ Keystone Research & Pharmaceutical. I declare under penalty of perjury that the foregoing is true and correct.

Date: February 11 2013

/s/ Craig R. Kaufman
Craig R. Kaufman

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PROPOSED ORDER

PURSUANT TO THE FOREGOING STIPULATION, IT IS HEREBY ORDERED
THAT the deadline for Defendant Creative Nail Design, Inc. to file its Reply Claim Construction
Brief pursuant to Patent Local Rule 4-5 is extended from February 15, 2013 to February 19, 2013.

IT IS SO ORDERED.

Dated: February 11, 2013



Hon. Richard Seeborg
United States District Judge