

1 John V. Picone III, Bar No. 187226
jpicone@hopkinscarley.com
2 Jennifer S. Coleman, Bar No. 213210
jcoleman@hopkinscarley.com
3 Christopher A. Hohn, Bar No. 271759
chohn@hopkinscarley.com
4 HOPKINS & CARLEY
A Law Corporation
5 The Letitia Building
70 South First Street
6 San Jose, CA 95113-2406

7 **mailing address:**
P.O. Box 1469
8 San Jose, CA 95109-1469
Telephone: (408) 286-9800
9 Facsimile: (408) 998-4790

10 Daniel R. Scardino
Chad Ennis
11 Nicholas Wyss
REED & SCARDINO LLP
12 301 Congress Avenue, Suite 1250
Austin, TX 78701
13 Telephone: (512) 474-2449
Facsimile: (512) 474-2622
14 dscardino@reedscardino.com
cennis@reedscardino.com
15 nwyss@reedscardino.com

16 Attorneys for Plaintiff
EON CORP. IP HOLDINGS, LLC
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18 UNITED STATES DISTRICT COURT
19 NORTHERN DISTRICT OF CALIFORNIA
20 SAN FRANCISCO DIVISION

21 EON CORP. IP HOLDINGS, LLC,

22 Plaintiff,

23 v.

24 SPRINT SPECTRUM, L.P.; ARUBA
NETWORKS, INC.; BROADSOFT, INC.;
25 CLAVISTER AB; CISCO SYSTEMS,
INC.; MAVENIR SYSTEMS, INC.;
26 MERU NETWORKS, INC.; SERCOMM
CORPORATION; SONUS NETWORKS,
27 INC.; STOKE, INC.; TAQUA, LLC; HTC
AMERICA, INC.; UNITED STATES
28 CELLULAR CORPORATION;

CASE NO. 3:12-cv-01011-JST

**STIPULATED REQUEST AND
~~PROPOSED~~ ORDER FOR EXTENSION
OF TIME PURSUANT TO CIVIL LOCAL
RULE 6-2 FOR PARTIES TO TAKE
EXPERT DEPOSITIONS AFTER THE
CLOSE OF EXPERT DISCOVERY**

1 MOTOROLA MOBILITY HOLDINGS,
2 INC.; MOTOROLA SOLUTIONS, INC.;
3 KINETO WIRELESS, INC.; and
4 AIRVANA, INC.,

Defendants.

5 Pursuant to Civil Local Rule 6-2, Plaintiff EON Corp. IP Holdings, LLC (“EON” or
6 “Plaintiff”) and Defendants Sprint Spectrum, L.P. (“Sprint”), United States Cellular Corporation
7 (“U.S. Cellular”), Cisco Systems, Inc. (“Cisco”), Motorola Mobility, LLC (“Motorola”), and
8 HTC America, Inc. (“HTC”) (collectively “Defendants”) hereby stipulate to and request an
9 extension of time allowing them to conduct the following expert depositions after the close of
10 expert discovery on February 25, 2014¹:

- 11 • EON’s deposition of Dr. Stephen B. Wicker;
- 12 • EON’s deposition of Dr. W. Christopher Bakewell;
- 13 • Defendants’ deposition of Dr. Jay P. Kesan;
- 14 • EON’s deposition of Dr. Alan J. Cox;
- 15 • EON’s deposition of Dr. Kevin J. Negus; and
- 16 • Sprint, U.S. Cellular, Motorola, and HTC’s deposition of Dr. James J. Nawrocki.

17 Plaintiff and Defendants stipulate that these depositions will be completed by April 2,
18 2014. In order to facilitate these depositions, Plaintiff and Defendants further stipulate and
19 request that the Court extend the deadline to file discovery motions relating to the expert
20 depositions listed above until April 16, 2014. Currently, the deadline to file discovery motions
21 relating to expert discovery is scheduled for March 11, 2014, 14 days after the close of expert
22 discovery.²

23 This extension is necessary because the large number of parties and experts in this case
24 have made scheduling the expert depositions identified above prior to the close of expert
25 discovery exceedingly difficult. *See* Declaration of John V. Picone III in Support of this
26 Stipulation, filed concurrently herewith (“Picone Decl.”), at ¶ 3. The time modifications

27 _____
28 ¹ *See* Scheduling Order, at page 2, line 14 (Dkt. No. 754).

² *Id.* at page 2, lines 15-16.

1 requested above should not affect any other scheduled event or deadline associated with this
2 matter. *Id.* at ¶ 4.

3 The following are the previous time modifications in this case:

- 4 • Dkt. No. 206 filed March 16, 2011 – Motion for Extension of Time to File
5 Response/Reply as to Motion to Dismiss by Cellular South;
- 6 • Dkt. No. 361 filed June 1, 2012 – Stipulated Request for Extension of Time to File
7 ADR Certification and Stipulation to ADR Process or Notice of Need for ADR
8 Telephone Conference;
- 9 • Dkt. No. 389 filed June 15, 2012 – Stipulated Request for an Extension of Time to
10 File the ADR Certification and Stipulation to ADR Process or Notice of Need for
11 ADR Telephone Conference;
- 12 • Dkt. No. 472 filed August 13, 2012 – Stipulated Request and Proposed Order for
13 Extension of Time for Motorola Solutions, Inc. to File Response to Second
14 Amended Complaint;
- 15 • Dkt. No. 473 filed August 13, 2012 – Stipulated Request and Proposed Order for
16 Extension of Time for Motorola Mobility, Inc. to File Response to Second
17 Amended Complaint;
- 18 • Dkt. No. 538 filed September 17, 2012 – Joint Stipulation and [Proposed] Order
19 Extending the Parties' Time to Serve Privilege Logs;
- 20 • Dkt. No. 577 filed November 13, 2012 – Joint Stipulation and [Proposed] Order
21 Extending the Parties' Time to File Their Joint Claim Construction and Prehearing
22 Statement;
- 23 • Dkt. No. 584 filed November 26, 2012 – Joint Stipulation and [Proposed] Order
24 Extending the Parties' Time to File Damages Contentions and/or Scope of
25 Discovery Plan;
- 26 • Dkt. No. 673 filed April 8, 2013 – Motion for Extension of Time for EON to File a
27 Response to SerComm's Notice of Motion and Motion to Compel Infringement
28 Contentions that (1) Comply with Patent L.R. 3 1; and (2) For a Protective Order

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- to Stay or Limit Certain Discovery;
- Dkt. No. 677 filed April 18, 2013 – Stipulated Request and Proposed Order for Extension of Time for EON to File a Response to SerComm’s Notice of Motion and Motion to Compel Infringement Contentions that (1) Comply with Patent L.R. 3 1; and (2) For a Protective Order to Stay or Limit Certain Discovery;
- Dkt. No. 682 filed April 22, 2013 – Joint Motion for Extension of Time to File Supplemental Joint Case Management Statement;
- Dkt. No. 703 filed May 2, 2013 – Stipulated Request and Proposed Order for Extension of Time for EON to File a Response to SerComm’s Notice of Motion and Motion to Compel Infringement Contentions that (1) Comply with Patent L.R. 3 1; and (2) For a Protective Order to Stay or Limit Certain Discovery;
- Dkt. No. 726 filed June 7, 2013 – Stipulated Request and Order for Extension of Time to File a Joint or Competing Schedule (Dkt. No. 711);
- Dkt. No. 761 filed August 22, 2013 – Order Granting Stipulation (Dkt. No. 760) to Extend ADR Deadline;
- Dkt. No. 770 filed September 16, 2013 – Order Granting Motion for Extension of Time, Terminating as Moot Motion to File Under Seal, and Granting Amended Administrative Motion to File Under Seal; and
- Dkt. No. 872 filed January 21, 2013 – Granting Stipulated Request and Proposed Order for Extension of Time for Close of Fact Discovery and Expert Reports (Dkt. No. 864).

Id. at ¶ 5.

1 Dated: February 24, 2014

HOPKINS & CARLEY
A Law Corporation

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3
4 By: /s/ John V. Picone III

John V. Picone III
Attorneys for Plaintiff
EON CORP. IP HOLDINGS, LLC

5
6
7 By: /s/ Eric Joseph Klein

8 Teresa Ghali (SBN 252961)
Email: tghali@akingump.com
9 **AKIN GUMP STRAUSS HAUER & FELD LLP**
580 California Street, Suite 1500
10 San Francisco, CA 94104
Telephone: (415) 765-9500
11 Facsimile: (415) 765-9510

12 Fred I Williams (admitted *pro hac vice*)
Email: fwilliams@akingump.com
13 **AKIN GUMP STRAUSS HAUER & FELD LLP**
300 West 6th Street, Suite 1900
14 Austin, Texas 78701
Telephone: (512) 499-6200
15 Facsimile: (512) 499-6290

16 Todd Landis (admitted *pro hac vice*)
Email: tlandis@akingump.com
17 Kellie M. Johnson (admitted *pro hac vice*)
Email: kmjohnson@akingump.com
18 Eric Joseph Klein (admitted *pro hac vice*)
Email: eklein@akingump.com
19 **AKIN GUMP STRAUSS HAUER & FELD LLP**
1700 Pacific Avenue, Suite 4100
20 Dallas, Texas 75201
Telephone: (214) 969-2800
21 Facsimile: (214) 969.4343

22 Attorneys for Defendant
23 **HTC AMERICA, INC.**

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By: /s/ Matthew S. Yungwirth

Matthew S. Yungwirth (admitted *pro hac vice*)
Email: msyungwirth@duanemorris.com
L. Norwood Jameson (admitted *pro hac vice*)
Email: wjameson@duanemorris.com
Alison M. Haddock (admitted *pro hac vice*)
Email: amhaddock@duanemorris.com
David C. Dotson (admitted *pro hac vice*)
Email: dcdotson@duanemorris.com
Stephanie A. Hansen (admitted *pro hac vice*)
Email: sahansen@duanemorris.com

DUANE MORRIS LLP
1075 Peachtree Street
Suite 2000
Atlanta, Georgia 30309
Telephone: (404) 253-6900
Facsimile: (404) 253-6901

Richard L. Seabolt, Esq. (SBN 67469)
Email: rlseabolt@duanemorris.com
DUANE MORRIS LLP
One Market, Spear Tower, Suite 2000
San Francisco, CA 94105-1104
Telephone: 415.957.3000
Facsimile: 415.957.3001

Counsel for Defendant
CISCO SYSTEMS, INC.

By: /s/ V. Raman Bharatula

Michael E. Zeliger (SBN 271118)
Email: michael.zeliger@klgates.com
K&L GATES LLP
630 Hansen Way
Palo Alto, CA 94304
Telephone: (650) 798-6700
Facsimile: (650) 798-6701

John J. Cotter (*pro hac vice pending*)
Email: john.cotter@klgates.com
V. Raman Bharatula (admitted *pro hac vice*)
Email: raman.bharatula@klgates.com
K&L GATES LLP
State Street Financial Center
One Lincoln Street
Boston, MA 02111-2950
Telephone: (617) 261-3100
Facsimile: (617) 261-3175

Attorneys for Defendant
SPRINT SPECTRUM L.P.

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2
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4
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27
28

By: /s/ Carl E. Sanders

Steve Moore (NC Bar No. . 23367)
E-mail: smoore@kilpatricktownsend.com
Carl E. Sanders (NC Bar No. 34190)
E-mail: csanders@kilpatricktownsend.com
James L. Howard (NC Bar No. 39769)
E-mail: jihoward@kilpatricktownsend.com
KILPATRICK TOWNSEND & STOCKTON LLP
1001 West Fourth Street
Winston-Salem, NC 27101-2400
Telephone: (336) 607-7300
Facsimile: (336) 607-7500

KILPATRICK TOWNSEND & STOCKTON LLP
Jessica L. Hannah (State Bar No. 261802)
Two Embarcadero Center, 8th Floor
San Francisco, CA 94111
Telephone: 415-576-0200
Facsimile: 415-576-0300
Email: jhannah@kilpatricktownsend.com

Attorneys for Defendant
**MOTOROLA SOLUTIONS, INC. and
MOTOROLA MOBILITY, LLC**

By: /s/ Bryan K. Anderson

Richard J. O'Brien
SIDLEY AUSTIN LLP
One South Dearborn
Chicago, IL 60603
Telephone: (312) 853-7000
Facsimile: (312) 853-7036

Bryan K. Anderson
Ashish Nagdev
Email: anagdev@sidley.com
SIDLEY AUSTIN LLP
1001 Page Mill Road, Bldg. 1
Palo Alto, CA 94304
Telephone: (650) 565-7000
Facsimile: (650) 565-7100

Attorneys for Respondents
U.S. CELLULAR CORPORATION

