

1 Robert T. Haslam (SBN 71134)
 rhaslam@cov.com
 2 Amy K. Van Zant (SBN 197426)
 avanzant@cov.com
 3 Hyun S. Byun (SBN 281753)
 hbyun@cov.com
 4 Tess A. Hamilton (SBN 279738)
 tahamilton@cov.com
 5 Samuel J. Edwards (SBN 289305)
 sedwards@cov.com
 6 COVINGTON & BURLING LLP
 333 Twin Dolphin Drive, Suite 700
 7 Redwood Shores, CA 94065
 Tel.: (650) 632-4700
 8 Fax: (650) 632-4800

Robert D. Fram (SBN 126750)
 rfram@cov.com
 Christine Saunders Haskett (SBN 188053)
 chaskett@cov.com
 Matthew D. Kellogg (SBN 280541)
 mkellogg@cov.com
 COVINGTON & BURLING LLP
 One Front Street
 San Francisco, CA 94111
 Tel.: (415) 591-6000
 Fax: (415) 591-6091

9 Attorneys for Plaintiff/Counter-defendant
 ARIBA, INC.

10 Kelly C. Hunsaker (SBN 168307)
 hunsaker@fr.com
 11 Enrique D. Duarte (SBN 247523)
 duarte@fr.com
 12 FISH & RICHARDSON P.C.
 500 Arguello Street, Suite 500
 13 Redwood City, CA 94063
 Telephone: (650) 839-5070
 14 Facsimile: (650) 839-5071

Bryan A. Blumenkopf (SBN 286266)_
 bkb@fr.com)
 FISH & RICHARDSON P.C.
 12390 El Camino Real
 San Diego, CA 92130
 Telephone: (858) 678-5070
 Facsimile: (858) 678-5099

15 Attorneys for Defendant/Counterclaimant
 16 COUPA SOFTWARE INC.

17 UNITED STATES DISTRICT COURT
 18 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 19 SAN FRANCISCO DIVISION

20
 21 ARIBA, INC.,
 a Delaware corporation,
 22
 Plaintiff/Counter-defendant,
 23
 v.
 24 COUPA SOFTWARE INC.,
 a Delaware corporation,
 25
 Defendant/Counterclaimant.
 26

Case No.: 3:12-cv-01484-WHO

**JOINT CASE MANAGEMENT
 SCHEDULE**

Pursuant to the Minute Entry of December 10, 2013, ECF No. 75, this Joint Proposed Case Management Schedule is hereby submitted on behalf of Plaintiff/Counter-defendant Ariba, Inc. (“Ariba”) and Defendant/Counterclaimant Coupa Software Inc. (“Coupa”).

Event	Joint Proposal
Ariba serves its Amended Infringement Contentions and Preliminary Election of Claims, which shall identify no more than 15 asserted claims.	December 23, 2013
Coupa serves its Amended Invalidity Contentions and Preliminary Election of Prior Art, which shall identify no more than 15 prior art references to be relied upon. A “reference” is any single reference asserted to be anticipatory prior art under 35 U.S.C. § 102 or combination of references asserted to render one or more claims obvious under 35 U.S.C. § 103.	January 8, 2014
Deadline to complete mediation	March 30, 2014
Ariba serves its Final Election of Asserted Claims, identifying no more than 10 asserted claims.	July 2, 2014 (28 days prior to service of opening expert reports)
Coupa serves its Final Election of Prior Art, identifying no more than 10 asserted references.	July 16, 2014 (14 days prior to service of opening expert reports)
Close of fact discovery	July 16, 2014
Parties Serve Initial Expert Reports and Produce Related Documents and Materials	July 30, 2014
Parties Serve Rebuttal Expert Reports and Produce Related Documents and Materials	August 27, 2014
Expert Depositions	August 28 – Sep. 17, 2014
Final Date for Filing Dispositive Motions and Motions to Limit or Exclude Expert Testimony	October 1, 2014 (may be filed sooner)
Opposition to Motions for Summary Judgment	October 15, 2014 (or 14 days after opening brief is filed)
Reply to Motions for Summary Judgment	October 22, 2014 (or 7 days after opposition is filed)
Hearing Date for Dispositive Motions	November 5, 2014 (or approximately 30 days after a party’s opening brief is filed, subject to the Court’s availability)
Pre-Trial Conference	January 5, 2015
Jury Selection and Trial Begins	January 20, 2015

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

The parties also note that they are filing herewith a Joint Stipulation and Proposed Order to Permit the Parties to Serve Amended Contentions, consistent with the parties' desire to serve amended infringement and invalidity contentions as noted in the parties' December 3, 2013 Joint Case Management Statement and as provided for in the proposed schedule supra.

Respectfully submitted,

Dated: December 18, 2013

COVINGTON & BURLING LLP

By: /s/ Amy K. Van Zant
Amy K. Van Zant
Attorneys for Plaintiff/Counter-defendant
ARIBA, INC.

Dated: December 18, 2013

FISH & RICHARDSON P.C.

By: /s/ Enrique Duarte
Enrique Duarte
Attorneys for Defendant/Counterclaimant
COUPA SOFTWARE INC.

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: December 19, 2013



WILLIAM H. ORRICK
United States District Judge