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16 Attorneys for Defendant Storebound LLC

18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA

21 BREVILLE PTY LIMITED, an Australia
 22 proprietary company, and BREVILLE
 USA, INC., a California corporation,

23 Plaintiff/Counterdefendants,

24 vs.

25 STOREBOUND LLC, a New York limited
 26 liability company,

27 Defendant/Counterclaimant.

Case No. CV-12-01783 JSW

**STIPULATION TO MODIFY THE CASE
 MANAGEMENT ORDER TO EXTEND
 THE LOCAL PATENT RULE
 DISCLOSURE DEADLINES TO
 FACILITATE MEDIATION; [PROPOSED]
 ORDER**

STIPULATION FOR CONTINUANCE OF
 CASE MANAGEMENT DEADLINES
 Case No. CV-12-1783 JSW

1 To facilitate the Parties' on-going settlement discussions arising out of a full-day
2 mediation, the Parties hereby stipulate pursuant to Local Rules 7-12 and 16-2 to continue the
3 dates set by the Court at the case management conference by (35) days.

4 Pursuant to the Court's Amended Case Management Order [Dkt. 31] and Notice
5 Appointing Mediator [Dkt. 34], the parties participated in court-sponsored mediation before
6 James Gilliland of Kilpatrick Townsend on November 27, 2012. The parties made substantial
7 progress during the mediation and wish to continue to engage in meaningful discussions in an
8 attempt to resolve their differences.

9 Certain deadlines under the Patent Local Rules are approaching. The parties believe that
10 extending these deadlines will facilitate informal resolution of the dispute by permitting the
11 parties to conserve resources. The parties accordingly stipulate and request that the Court modify
12 the deadlines proposed by the parties in the joint case management statement [Dkt. 20] and
13 adopted by the Court in the Amended Case Management Order [Dkt. 31] as follows:

14 P.R. 4-2 Exchange of Preliminary Claim Construction and Extrinsic Evidence	December 4, 2012	January 8, 2013
15 P.R. 4-3 Joint Claim Construction and Prehearing Statement	December 31, 2012	February 4, 2013
16 P.R. 4-4 Completion of Claim Construction Discovery	January 31, 2012	March 7, 2013
17 P.R. 4-5(a) Claim Construction Briefs – Opening Brief by the party asserting patent infringement	February 14, 2013	March 21, 2013
18 P.R. 4-5(b) Claim Construction Briefs – Responsive Brief by opposing party	February 28, 2013	April 4, 2013
19 P.R. 4-5(c) – Claim Construction Brief – Reply Brief by the party asserting patent infringement	March 7, 2013	April 11, 2013
20 File Amended, Final Joint Claim Construction Statement (Judge White Standing Order ¶6)	March 11, 2013	April 15, 2013
21 Technical Tutorial (Judge White Standing Order ¶7)	April 9, 2013	TBD – May 2013
22 P.R. 4-6 Claim Construction Hearing	April 16, 2013	TBD – May 2013

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25 As to the dates of the Technical Tutorial and Claim Construction Hearing, the Parties
26 request that the Court reset the deadline by 35 days or such date that is otherwise convenient to
27 the Court. If the Court were to continue the Technical Tutorial by 35 days, the date set would be
28 May 14, 2013. If the Court were to continue the Claim Construction Hearing by 35 days, the date

1 set would be May 21, 2013.

2 SO STIPULATED.

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4 Dated: November 30, 2012

SQUIRE SANDERS (US) LLP

5 By: /s/ Joseph A. Meckes
6 Joseph A. Meckes

7 Attorneys for Plaintiff
8 BREVILLE PTY LIMITED AND
BREVILLE USA, INC.

9 Dated: November 30, 2012

10 By: /s/ Glen Diehl
11 Glen Diehl

12 Attorneys for Defendant
13 STOREBOUND LLC


14 **~~PROPOSED~~ ORDER**

15 Having considered the Parties' stipulation, and good cause appearing, the Court hereby
16 grants the parties' Stipulation to Modify the Case Management Order to Extend the Local Patent
17 Rule Disclosure Deadlines.

18 The Claim Construction Tutorial shall be held on June 5, 2013 at 1:30 p.m.

19 The Claims Construction Hearing shall be held on June 12, 2013 at 1:30 p.m.

20 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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22 Dated: December 3, 2012
23 Judge Jeffrey S. White

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