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 28 AMERICAN AUTOMOBILE ASSOCIATION, INC.
 and AAA FOUNDATION FOR TRAFFIC SAFETY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

| | | |
|----------------------------------|---|--|
| LIFE LONG DRIVER, LLC,, |) | CASE NO. C12 5429 EDL |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | STIPULATION AND PROPOSED |
| |) | ORDER TO EXTEND DEADLINE FOR |
| The AMERICAN AUTOMOBILE |) | MEDIATION AND TO ADJUST CLAIM |
| ASSOCIATION, INC. (AAA), and AAA |) | CONSTRUCTION BRIEFING AND |
| FOUNDATION FOR TRAFFIC SAFETY, |) | HEARING SCHEDULE AS MODIFIED |
| |) | BY THE COURT |
| Defendants. |) | |
| |) | CIVIL LOCAL RULE NO. 7-12 |

 Judge: Mag. Elizabeth D. Laporte

CASE NO. C12 5429 EDL

STIPULATION AND [PROPOSED] ORDER TO EXTEND DEADLINE FOR MEDIATION AND TO ADJUST CLAIM
 CONSTRUCTION BRIEFING AND HEARING SCHEDULE

Sedgwick^{LLP}

1 WHEREAS, on April 24, 2013, this Court entered an ADR Order (D.I. 33) setting forth
 2 the deadline for the parties, Plaintiff Life Long Driver, LLC, and Defendants the American
 3 Automobile Association, Inc. and AAA Foundation for Traffic Safety, to attend mediation by
 4 July 23, 2013;

5 WHEREAS, on May 23, 2013, this Court entered a Case Management and Pretrial Order
 6 for Jury Trial (D.I. 39), setting forth a case schedule in this action, including a schedule for claim
 7 construction briefing and a claim construction hearing;

8 WHEREAS, the parties have been engaging in good-faith settlement discussions in an
 9 effort to resolve this matter but were not able to schedule the mediation in the given timeframe;

10 WHEREAS, the parties believe that the possibility of realizing a resolution to this matter
 11 would be increased if the deadline to attend mediation and claim construction briefing and
 12 hearing schedule were adjusted as follows:

| Scheduling Item | Current Date | Revised Date |
|---|----------------|--|
| ADR to be complete | July 23, 2013 | Sept. 6, 2013 |
| Exchange of Proposed Terms for Construction (Pat. L. R. 4-1) | July 26, 2013 | Sept. 13, 2013 |
| Exchange of Preliminary Claim Constructions and Extrinsic Evidence (Pat. L. R. 4-2) | Aug. 16, 2013 | Oct. 4, 2013 |
| Joint Claim Construction and Prehearing Statement (Pat. L. R. 4-3) | Sept. 10, 2013 | Oct. 18, 2013 |
| Completion of Claim Construction Discovery (Pat. L. R. 4-4) | Oct. 10, 2013 | Nov. 8, 2013 |
| Plaintiff's Opening Claim Construction Brief (Pat. L. R. 4-5(a)) | Oct. 18, 2013 | Nov. 22, 2013 |
| Defendants Claim Construction Brief (Pat. L. R. 4-5(b)) | Nov. 8, 2013 | Dec. 13, 2013 |
| Plaintiff's Reply Claim Construction Brief (Pat. L. R. 4-5(c)) | Nov. 15, 2013 | Dec. 20, 2013 |
| Claim Construction Hearing | Dec. 17, 2013 | Jan. 3, 2013 or as soon thereafter as the Court is available |

1 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED that the deadline
2 for mediation and the dates for claim construction briefing and the claim construction hearing be
3 extended as set forth above.

4 DATED: July 23, 2013

SEDGWICK LLP

5
6 By: /s/ Robert Harkins
Robert Harkins

7 Attorneys for Plaintiff LIFE LONG DRIVER,
8 LLC

9 DATED: July 23, 2013

LAUBSCHER & LAUBSCHER PC

10
11 By: /s/ Lawrence E. Laubscher, Jr.
Lawrence E. Laubscher, Jr.

12 Attorneys for Defendants
13 AMERICAN AUTOMOBILE ASSOCIATION, INC.
14 and AAA FOUNDATION FOR TRAFFIC SAFETY

15 Consent was given by each signatory to this document other than the filer to file with that
16 person's signature affixed.

17
18 **ORDER**

19 PURSUANT TO STIPULATION, IT IS SO ORDERED. The Claim Construction Hearing is
20 scheduled for January 24, 2014, at 1:30 p.m.

21
22 Dated: July 25, 2013

23 
24 UNITED STATES CHIEF MAGISTRATE JUDGE
25 ELIZABETH D. LAPORTE