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Thought, Inc.

11
12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA

14 THOUGHT, INC., a California corporation,) Civil Action No. C12-5601 WHO
15)
Plaintiff,)
16)
v.)
17) STIPULATION AND ORDER TO
ORACLE CORPORATION, a Delaware) AMEND SCHEDULE FOR CLAIM
18 corporation; ORACLE AMERICA, INC, a) CONSTRUCTION DISCLOSURES
Delaware corporation; and ORACLE)
19 INTERNATIONAL CORPORATION, a) NOTED FOR DECISION: November 8,
California corporation) 2013
20) **DEMAND FOR JURY TRIAL**
Defendants.)
21)

22
23 In view of the Court's order requiring Thought to reduce the number of asserted claims and
24 Oracle to reduce its asserted prior art references (*Dkt.* 50), the undersigned parties agree that it
25 would be appropriate to extend the deadlines for claim construction disclosures and related
26 deadlines provided by this Court's scheduling order (*Dkt.* 40) and the Northern District of
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1 California Patent Local Rules to take into account claim and prior art reductions. Accordingly, the
2 undersigned parties jointly request that the Court adopt the following disclosure deadlines:

- 3
- 4 1. November 12, 2013: Exchange of proposed terms for construction. Patent L.R. 4-
5 1(a).
- 6 2. November 15, 2013: Parties must meet and confer for the purpose of limiting the
7 number of terms for construction. Patent L.R. 4-1(b).
- 8 3. November 22, 2013: Parties exchange proposed constructions, intrinsic evidence,
9 and extrinsic evidence. Patent L.R. 4-2(a)-(b).
- 10 4. December 4, 2013: Parties meet and confer for the purposes of narrowing issues,
11 identifying the ten most important terms, and preparing the
12 joint claim construction statement. Patent L.R. 4-2(c).
- 13 5. December 11, 2013: Joint claim construction statement. Patent L.R. 4-3.
- 14 6. December 20, 2013: Close of claim construction discovery.
- 15 7. January 16, 2014: Plaintiff's opening claim construction brief. Patent L.R. 4-
16 5(a).
- 17 8. February 13, 2014: Defendant's opening claim construction brief. Patent L.R. 4-
18 5(b).
- 19 9. February 28, 2013: Plaintiff's reply claim construction brief. Patent L.R. 4-5(c).
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21 Respectfully submitted this 8th day of November, 2013.

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By /s/ Steve W. Berman
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By /s/ Steven D. Moore
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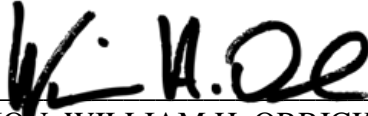
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PURSUANT TO THE STIPULATION, IT IS SO ORDERED

Dated: November 12, 2013



HON. WILLIAM H. ORRICK
UNITED STATES DISTRICT JUDGE

1 **ATTESTATION OF CONCURRENCE**

2 Pursuant to Rule 5-1(i) of the Civil Local Rules for the Northern District of California, I,
3 Steve W. Berman, attest that Steven D. Moore has concurred in the filing of this document, per
4 email communications dated November 8, 2013.

5 DATED: November 8, 2013.

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7 /s/ Steve W. Berman
8 Steve W. Berman (*Pro Hac Vice*)
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PROOF OF SERVICE

I hereby certify that on November 8, 2013, foregoing document was electronically filed using the CM/ECF system which will send notification of such filing to the email addresses registered in the CM/ECF system, as denoted on the Electronic Mail Notice List. Any non-CM/ECF participants will be served by electronic mail, facsimile and/or overnight delivery.

/s/ Steve W. Berman

Steve W. Berman

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