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 TREND MICRO INCORPORATED

Attorneys for Plaintiff
 PRAGMATUS TELECOM, LLC

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

PRAGMATUS TELECOM, LLC,
 Plaintiff,
 v.
 TREND MICRO INCORPORATED,
 Defendant.

CASE NO. 12-06195 EMC
JOINT STIPULATION

1 Pragmatum Telecom, LLC (“Pragmatum”) and Trend Micro Incorporated (“Trend Micro”),
2 hereby agree and stipulate as follows:

3 1. Pragmatum has brought the above-captioned patent infringement action (the
4 “Action”) accusing Trend Micro of infringing three patents identified in the Complaint by
5 providing live chat services over the Internet (referred to herein as the “Live Chat Services”).

6 2. Trend Micro represents that any Live Chat Services it has used in the United States
7 during the six years prior to the filing of the Complaint and subsequent to the filing of the
8 Complaint – have been provided by LogMeIn Inc. and LivePerson Inc.

9 3. On November 21, 2012, LogMeIn filed a declaratory judgment action against
10 Pragmatum, captioned *LogMeIn Inc. v. Pragmatum Telecom, LLC* (No. 1:12-cv-01507-RGA) (the
11 “LogMeIn Declaratory Judgment Action”), which is currently pending before the District of
12 Delaware, and in which LogMeIn seeks judgments of (1) non-infringement of the patents-in-suit
13 by LogMeIn technology, and (2) invalidity of the patent-in-suit.

14 6. Pragmatum represents that it anticipates resolution of the LogMeIn Declaratory
15 Judgment Action in the near future, and both Pragmatum and Trend Micro anticipate that the
16 resolution of the LogMeIn Declaratory Judgment Action will resolve this Action with respect to
17 Trend Micro’s use of LogMeIn technology.

18 7. In light of the foregoing, Pragmatum and Trend Micro further stipulate and agree,
19 subject to the approval of the Court, that this Action shall be stayed until at least April 26, 2013 in
20 order to permit sufficient time for the LogMeIn Declaratory Judgment Action to resolve and for
21 the parties to resolve any other remaining issues.

22 8. Pragmatum and Trend Micro will apprise the Court in advance of April 26, 2013 of
23 any future developments that would affect the agreed-upon stay and whether to continue the stay
24 beyond April 26, 2013.

25 9. In light of the foregoing, Pragmatum and Trend Micro do not believe that ADR
26 needs to be selected at this time.

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