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14	UNITED STATES DISTRICT COURT		
15	NORTHERN DISTRICT OF CALIFORNIA		
16	SAN FRANCISCO DIVISION		
17	WHATSAPP INC.,	CASE NO. 3:13-CV-4272-JST	
18	Plaintiff and Counter-Defendant	STIPULATION TO PROVIDE SUPPLEMENTAL CLAIM-	
19	V.	CONSTRUCTION BRIEFING REGARDING CLAIM 3	
20	INTERCARRIER COMMUNICATIONS		
21	LLC,		
22	Defendant and Counter-Plaintiff		
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		STIPULATION TO PROVIDE SUPPLEMENTAL	

1	WHEREAS the Court issued an order allowing InterCarrier Communications, LLC		
2	("ICC") to amend its infringement contentions to include Claim 3 of U.S. Patent No. 6,985,748		
3	on September 4, 2014.		
4	WHEREAS WhatsApp, Inc. contends that it is necessary to construe this claim's term "in		
5	a common database."		
6	WHEREAS ICC does not object to construction of this additional term.		
7	IT IS HEREBY STIPULATED AND AGREED, by and among the parties and their		
8	respective counsel of record and with the permission of the Court, that the parties will exchange		
9	supplemental disclosures for the claim term "in a common database" conforming with the		
10	requirements set out in Patent Local Rule 4-2 on or before October 6, 2014; that the parties will		
11	file a supplemental brief addressing this term, not to exceed three pages exclusive of declarations		
12	or exhibits, on or before October 8; that the parties will not rely in these disclosures or this		
13	briefing on any expert declaration or testimony; and that the parties will be prepared to offer oral		
14	argument on this term at the claim-construction hearing scheduled for October 14, 2014.		
15	5		
16	6 Respe	ctfully submitted,	
17	7		
18		<i>r/ Richard G. Frenkel</i> rd G. Frenkel	
19	9 LATH	IAM & WATKINS LLP	
20	0 Couns	el for WhatsApp, Inc.	
21		<u>/ Timothy Devlin</u> hy Devlin	
22	2 DEVL	IN LAW FIRM LLC el for InterCarrier Communications, LLC	
23		of for intercurrer communications, EDC	
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ļ	II	STIPULATION TO PROVIDE SUPPLEMENTAL	

1	FILER'S ATTESTATION		
2	Pursuant to Civil Local Rule 5-1(i)(3), Richard G. Frenkel hereby attests that the		
3	concurrence in the filing of this document has been obtained from the other signatories, which		
4	shall serve in lieu of their signatures.		
5	By: /s/ Richard G. Frenkel Richard G. Frenkel		
6	LATHAM & WATKINS LLP		
7	Counsel for WhatsApp, Inc.		
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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

4 Dated: October 2, 2014

