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Attorneys for Defendant  
 APPLE INC.

15 UNITED STATES DISTRICT COURT  
 16 NORTHERN DISTRICT OF CALIFORNIA  
 17 SAN FRANCISCO DIVISION

19 AYLUS NETWORKS, INC.,  
 20 Plaintiff,  
 21 v.  
 22 APPLE INC.,  
 23 Defendant.

CASE NO. 3:13-cv-04700-EMC

**STIPULATION AND [PROPOSED]  
 ORDER REGARDING THE TAKING OF  
 LIMITED PARTY AND THIRD PARTY  
 DISCOVERY AFTER THE FACT  
 DISCOVERY CUTOFF**

1 Pursuant to Civil Local Rule 6-2, Aylus Networks, Inc. (“Aylus”) and Apple Inc.  
2 (“Apple”) (collectively, the “parties”) respectfully submit this Stipulation And [Proposed] Order  
3 Regarding The Taking Of Limited Party And Third Party Discovery After The Fact Discovery  
4 Cutoff.

5 WHEREAS, fact discovery is set to close in this case on June 4, 2015 and the deadline to  
6 file motions to compel is currently set for June 11, 2015;

7 WHEREAS, the parties have been meeting and conferring to schedule depositions of  
8 Apple and Aylus employees within the fact discovery period;

9 WHEREAS, the earliest date that both Taraneh Maghame, Apple’s Rule 30(b)(6) witness  
10 regarding certain Aylus deposition topics, and the parties are available for Ms. Maghame’s  
11 deposition is June 8, 2015 because Ms. Maghame is travelling during the last two weeks of the  
12 fact discovery period;

13 WHEREAS, the earliest date that both Mark Edwards, former Aylus CEO, and the parties  
14 are available for Mr. Edward’s deposition is June 19, 2015 because Mr. Edwards now works in  
15 the United Kingdom;

16 WHEREAS, to accommodate Ms. Maghame and Mr. Edward’s schedules, the parties  
17 agree to take these two depositions after the fact discovery cut-off;

18 WHEREAS, the parties further agree to extend the motion to compel deadline for any  
19 issues that arise of Ms. Maghame’s and Mr. Edward’s depositions to until one week after each of  
20 those depositions take place;

21 WHEREAS, the parties also have agreed to permit four third parties, Intel, Microsoft,  
22 TWBA, and Netflix, to complete document production, and hold depositions after the close of  
23 fact discovery, due to production issues, scheduling conflicts and limitations on witness  
24 availability;

25 WHEREAS, to accommodate these third parties, parties request that the Court extend the  
26 deadline for fact discovery as to the Intel, Microsoft, TWBA, and Netflix subpoenas to until  
27 June 18, 2015, and the motion to compel deadline for any issues that arise out of the document  
28 production and depositions to until one week after each of those depositions take place;



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**[PROPOSED] ORDER**

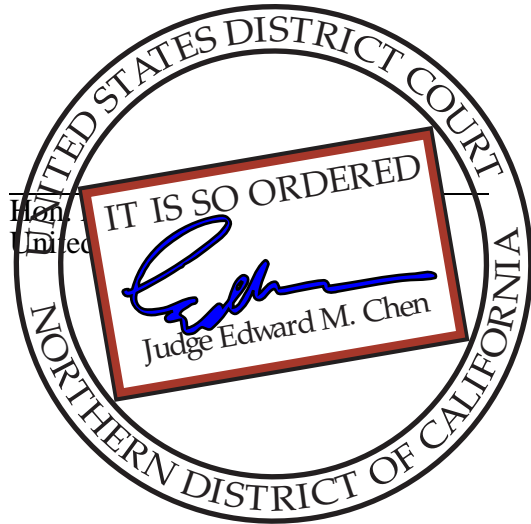
IT IS HEREBY ORDERED that:

- The deposition of Ms. Maghame may take place on June 8, 2015 and the deposition of Mr. Edwards may take place on June 19, 2015 – after the fact discovery cut-off;
- The deadline for the parties to file motions to compel related to issues with the depositions of Ms. Maghame and Mr. Edwards is hereby extended to until one week after each deposition takes place;
- The deadline for fact discovery as to the Intel, Microsoft, TWBA, and Netflix subpoenas is extended to until June 18, 2015; and
- The deadline for the parties to file motions to compel deadline for any issues that arise out of the document production and depositions of the Intel, Microsoft, TWBA, and Netflix subpoenas to until one week after each of those depositions take place.

IT IS SO ORDERED.

6/2/15

Dated: \_\_\_\_\_



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**ECF CERTIFICATION**

I, Erik Fuehrer, am the ECF user whose identification and password are being used to file this joint motion in compliance with Civil L.R. 5-4. Concurrence to the filing of this document was obtained from counsel for Aylus Networks, Inc. on June 1, 2015.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Dated: June 1, 2015

/s/ Erik R. Fuehrer  
Erik R. Fuehrer