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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 DAUBERT  
 MOTION DEADLINE**

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 *Daubert* Motion Deadline.

4 WHEREAS, on February 5, 2015, the parties filed a Further Joint Case Management  
5 Statement including proposed deadlines for filing *Daubert* motions and proposing that those  
6 motions be filed, briefed and heard by the Court concurrently with dispositive motions (Dkt. No.  
7 104 at 5);

8 WHEREAS, on February 13, 2015, the Court issued a Case Management And Pretrial  
9 Order For Jury Trial that set a last day for the parties to be heard for Dispositive Motions, but did  
10 not set any deadlines to file *Daubert* motions (Dkt. No. 108);

11 WHEREAS, the parties have met and conferred in good faith and believe that judicial and  
12 party resources will be best served if the Court hears any *Daubert* motions on the same schedule  
13 set for dispositive motions;

14 WHEREAS, the parties also agree that, in order to accommodate the additional briefing  
15 resulting from the filing of motions for summary judgment and *Daubert* motions concurrently,  
16 the parties propose the following extensions to the current summary judgment motion schedule:

<b>Deadline</b>	<b>Current Motion for Summary Judgment Schedule</b>	<b>Proposed Dates for Summary Judgment and <i>Daubert</i> Motion Schedule</b>
Opening Briefs	October 19, 2015	October 19, 2015
Opposition Briefs	November 2, 2015	November 9, 2015
Reply Briefs	November 9, 2015	November 23, 2015
Hearing	November 23, 2015	December 7, 2015 (or the first date that the Court available date after December 7, 2015)

22 WHEREAS, the requested time changes would not have any effect on any other dates in  
23 the schedule for this case;

24 NOW, THEREFORE, the parties respectfully request that the Court issue an order  
25 adopting the proposed stipulation for summary judgment and *Daubert* motion schedule proposed  
26 by the parties, above.

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**IT IS SO STIPULATED.**

Dated: July 24, 2015

Respectfully submitted,

**DLA PIPER LLP (US)**

By: /s/ Christine Corbett  
MARK D. FOWLER  
CHRISTINE K. CORBETT  
ROBERT BUERGI  
ROBERT WILLIAMS  
ERIK R. FUEHRER  
JONATHAN HICKS

Attorneys for Defendant  
Apple Inc.

Dated: July 24, 2015

**QUINN EMANUEL URQUHART &  
SULLIVAN, LLP**

By: /s/ Amar L. Thakur  
HAROLD A. BARZA  
AMAR L. THAKUR  
VINCENT POLLMEIER

Attorneys for Plaintiff  
Aylus Networks, Inc.

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**[PROPOSED] ORDER**

IT IS HEREBY ORDERED that the Court adopts the following deadlines for the briefing and hearing on any motions for summary judgment and *Daubert* motions in this case :

Deadline	Proposed Motion for Summary Judgment and <i>Daubert</i> Motion Schedule
Opening Briefs	October 19, 2015
Opposition Briefs	November 9, 2015
Reply Briefs	November 23, 2015
Hearing	December 7, 2015 (or the first date that the Court available date after December 7, 2015)

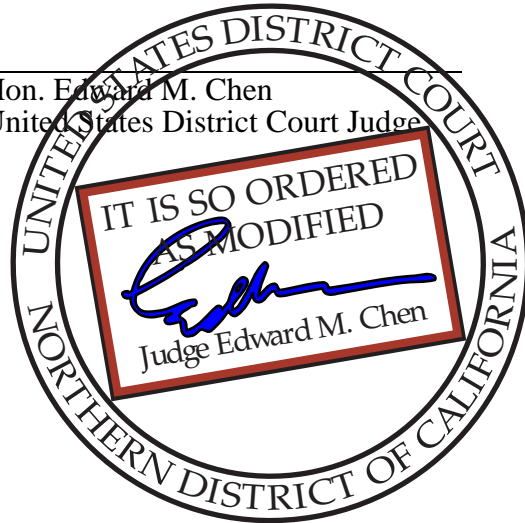
Dec. 10, 2015 at 1:30 p.m.

Further status is reset from Nov. 23, 2015 to Dec. 10, 2015 at 1:30 p.m. An updated joint status report shall be filed by Dec. 3, 2015.

IT IS SO ORDERED.

Dated: 7/24/15 \_\_\_\_\_

Hon. Edward M. Chen  
United States District Court Judge



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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 July 24, 2015.

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

Dated: July 24, 2015

/s/ Erik R. Fuehrer  
Erik R. Fuehrer