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10 Attorneys for Defendant  
**APPLE INC.**

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 12 **UNITED STATES DISTRICT COURT**  
 13 **NORTHERN DISTRICT OF CALIFORNIA**  
 14 **SAN FRANCISCO**

15  
 16 OPENTV, INC. AND NAGRAVISION, SA,  
 17 Plaintiffs,  
 18 v.  
 19 APPLE INC.,  
 20 Defendant.

Case No. 3:14-cv-01622-JST

**SECOND JOINT STIPULATION TO  
 EXTEND DEADLINE TO FILE ESI  
 STIPULATION AND STIPULATED  
 PROTECTIVE ORDER**

**Case Filed: April 9, 2014**  
**Judge: Honorable Jon S. Tigar**

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1 Pursuant to Civil L.R. 6-2 and 7-12, Plaintiffs OpenTV, Inc., and NagraVision, SA  
2 (“OpenTV”) and Defendant Apple Inc. (“Apple”) hereby stipulate to extend the deadline to file  
3 an ESI Stipulation and Stipulated Protective Order to September 9, 2014.

4 WHEREAS, pursuant to the Court’s July 25, 2014 Scheduling Order (Dkt. 59), the Parties  
5 were required to file an ESI Stipulation and a Stipulated Protective Order by September 2, 2014;

6 WHEREAS, the Parties agreed to extend the deadline to September 9, 2014, but on  
7 September 2, 2014, inadvertently filed a version of the stipulation that incorrectly requested that  
8 the deadline be extended to September 5, 2014, instead of September 9, 2014 (Dkt. 64);

9 WHEREAS, on September 2, 2014, the Court granted the stipulation and ordered the  
10 deadline extended to September 5, 2014 (Dkt. 66);

11 WHEREAS, the Parties are continuing to negotiate in good faith regarding the terms of  
12 the ESI Stipulation and Stipulated Protective Order;

13 WHEREAS, the Parties believe that that they could make further progress towards  
14 reaching agreement on the terms of the ESI Stipulation and Stipulated Protective Order with  
15 additional time to continue their meet and confer discussions; and

16 WHEREAS, other than as described above, the Parties have not previously requested any  
17 modifications to the Court’s Scheduling Order, and the modification requested herein will not  
18 affect any other scheduled dates or events in this action;

19 It is hereby STIPULATED AND AGREED, by and between the Parties, subject to the  
20 approval of the Court, as follows:

21 The Parties will file an ESI Stipulation and Stipulated Protective Order, including an  
22 identification of any outstanding disputes regarding the terms of both, no later than  
23 September 9, 2014.

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25 Pursuant to Civil L.R. 6-2(a), this stipulation is supported by the concurrently filed  
26 Declaration of Luann L. Simmons.

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IT IS SO STIPULATED.  
Dated: September 4, 2014

<p>O'MELVENY &amp; MYERS LLP</p> <p><u>/s/ Luann L. Simmons</u> George A. Riley (S.B. #118304) griley@omm.com Luann L. Simmons (S.B. #203526) lsimmons@omm.com Melody Drummond Hansen (S.B. #278786) mdrummondhansen@omm.com</p> <p>O'MELVENY &amp; MYERS LLP Two Embarcadero Center, 28th Floor San Francisco, California 94111-3823 Telephone: (415) 984-8700 Facsimile: (415) 984-8701</p> <p>Ryan K. Yagura (S.B. #197619) ryagura@omm.com Vincent Zhou (S.B. #251969) vzhou@omm.com Kevin Murray (S.B. #275186) kmurray2@omm.com</p> <p>O'MELVENY &amp; MYERS LLP 400 South Hope Street Los Angeles, California 90071-2899 Telephone: (213) 430-6000 Facsimile: (213) 430-6407</p> <p>Attorneys for Defendant <b>APPLE INC.</b></p>	<p>FINNEGAN, HENDERSON, FARABOW, GARRETT &amp; DUNNER, LLP</p> <p><u>/s/ Elizabeth A. Niemeyer</u> Robert F. McCauley (SBN 162056) robert.mccauley@finnegan.com Jacob A. Schroeder (SBN 264717) jacob.schroeder@finnegan.com</p> <p>FINNEGAN, HENDERSON, FARABOW, GARRETT &amp; DUNNER, LLP 3300 Hillview Avenue Palo Alto, CA 94304-1203 Telephone: (650) 849-6600 Facsimile: (650) 849-6666</p> <p>Gerald F. Ivey (pro hac vice) Smith R. Brittingham IV (pro hac vice) Elizabeth A. Niemeyer (pro hac vice) John M. Williamson (pro hac vice) Aliza A. George (pro hac vice) Robert D. Wells (SBN 277903)</p> <p>FINNEGAN, HENDERSON, FARABOW, GARRETT &amp; DUNNER, LLP 901 New York Avenue, NW Washington, DC 20001-4413 Telephone: (202) 408-4000 Facsimile: (202) 408-4400</p> <p>Stephen E. Kabakoff (pro hac vice) FINNEGAN, HENDERSON, FARABOW, GARRETT &amp; DUNNER, LLP 3500 SunTrust Plaza 303 Peachtree Street, N.E. Atlanta, GA 30308-3263 Telephone: (404) 653- 6400 Facsimile: (404) 653-6444</p> <p>Attorneys for Plaintiffs <b>OPENTV, INC. AND NAGRAVISION, SA</b></p>
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**ATTESTATION**

Pursuant to General Order No. 45 X(B), I hereby attest that concurrence in the filing of this document has been obtained from Elizabeth A. Niemeyer.

By: /s/ Luann L. Simmons

Luann L. Simmons

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: September 5, 2014

