

1 Shawn G. Hansen (SBN 197033)
shansen@nixonpeabody.com
 2 Jeffrey J. Lokey (SBN 200825)
jlokey@nixonpeabody.com
 3 Jennifer Hayes (SBN 241533)
jenhayes@nixonpeabody.com
 4 NIXON PEABODY LLP
 2 Palo Alto Square
 5 3000 El Camino Real, Suite 500
 Palo Alto, CA 94306-2106
 6 Telephone: 650-320-7700

7 *Attorneys for Defendants*
 JF TECHNOLOGY BERHAD
 8 JF MICROTECHNOLOGY SDN BHD

Robert P. Andris (SBN 130290)
randris@gordonrees.com
 Michael D. Kanach (SBN 271215)
mkanach@gordonrees.com
 GORDON & REES LLP
 275 Battery, Suite 2000
 San Francisco, CA 94111
 Telephone: 415-986-5900

Courtland C. Merrill (*pro hac vice*)
cmerrill@anthonyostlund.com
 Dan Hall (*pro hac vice*)
 ANTHONY OSTLUND BAER &
 LOUWAGIE P.A.
 90 South Seventh Street, Suite 3600
 Minneapolis, MN 55402
 Telephone: 612-349-6969

Attorneys for Plaintiff
 JOHNSTECH INTERNATIONAL CORP.

12 **UNITED STATES DISTRICT COURT**

13 **NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION**

15 JOHNSTECH INTERNATIONAL CORP.,

16 Plaintiff,

17 vs.

18 JF TECHNOLOGY BERHAD , et al.

19 Defendants.

Case No. 3:14-cv-02864-JD

**JOINT STIPULATION AND ORDER
 TO EXTEND TIME TO
 COMPLETE MEDIATION**

21 The Court's Order dated December 3, 2014 (Dkt. No. 49) adopted the Parties' Stipulation
 22 and [Proposed] Order Selecting ADR Process pursuant to Civil L.R. 16-8 and ADR L.R. 3-5
 23 (Dkt. No. 48), selecting as the ADR process for this case private mediation at JAMS in San
 24 Francisco to be completed by May 1, 2015.

25 The Parties have explored direct settlement discussions in advance of mediation and find
 26 the possibility of settlement to be remote at this time due in part to the Parties' differing views on
 27 the proper construction of the claims of the Patent-in-Suit. The Parties thus concur that mediation
 28

1 is more likely to be successful following the Court's resolution of the Parties' claim construction
2 disputes.

3 The Parties have completed the disclosures required under Patent L.R. 4-1 and 4-2 and
4 succeeded in narrowing the disputed claim construction issues through the prescribed meet and
5 confer processes, as reflected in the Joint Claim Construction and Prehearing Statement filed on
6 April 6, 2015. (Dkt. No. 62.) The Court has not set a date for the Claim Construction Hearing.
7 Accordingly, the Parties hereby stipulate and respectfully request the Court to order that the
8 deadline for completing mediation shall be extended from May 1, 2015 to the date that is sixty
9 (60) days after the Court issues its claim construction order in this case.

10 There has been no previous modification of the deadline for completing mediation. The
11 requested time modification would have no effect on the schedule for this case other than the date
12 requested to be changed.

13 This stipulation is accompanied by the Declaration of Shawn G. Hansen filed concurrently
14 herewith in accordance with Civil L.R. 6-2(a).

15 Dated: April 13, 2015

NIXON PEABODY LLP

17 By: /s/ Shawn G. Hansen

Shawn G. Hansen

Attorneys for Defendants

19 Dated: April 13, 2015

ANTHONY OSTLUND BAER &
LOUWAGIE P.A.

21 By: /s/ Courtland C. Merrill

Courtland C. Merrill

Attorneys for Plaintiff

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24
25 CIVIL L.R. 5-1(i)(3) ATTESTATION

26 Pursuant to Civil L.R. 5-1(i)(3), the filer of this document attests that concurrence in the
27 filing of the document has been obtained from each of the other Signatories.

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PURSUANT TO STIPULATION, IT IS SO ORDERED:

Dated: April 21, 2015

The Honorable
United States District Judge

