

1 MICHAEL ATTANASIO (CA SBN 151529)
 mattanasio@cooley.com
 2 WHITTY SOMVICHIAN (CA SBN 194463)
 wsomvichian@cooley.com
 3 AMANDA A. MAIN (CA SBN 260814)
 (amain@cooley.com)
 4 DREW KONING (CA SBN 263082)
 (dkoning@cooley.com)
 5 AARTI G. REDDY (CA SBN 274889)
 (areddy@cooley.com)
 6 COOLEY LLP
 101 California Street, 5th Floor
 7 San Francisco, California 94111-5800
 Telephone: 415.693.2000
 8 Facsimile: 415.693.2222

9 Attorneys for Plaintiff and Counterdefendant
 PHOENIX TECHNOLOGIES LTD.

MICHAEL A. JACOBS (CA SBN 111664)
 MJacobs@mofocom
 ARTURO J. GONZÁLEZ (CA SBN 121490)
 AGonzalez@mofocom
 ALEXIS A. AMEZCUA (CA SBN 247507)
 AAmezcuam@mofocom
 DIANA KRUIZE (CA SBN 247605)
 DKruize@mofocom
 CHRISTOPHER L. ROBINSON (CA SBN
 260778)
 ChristopherRobinson@mofocom
 MORRISON & FOERSTER LLP
 425 Market Street
 San Francisco, California 94105-2482
 Telephone: 415.268.7000
 Facsimile: 415.268.7522

Attorneys for Defendant and Counterclaimant
 VMWARE, INC.

11
 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN FRANCISCO DIVISION

16 PHOENIX TECHNOLOGIES LTD, a
 Delaware corporation,
 17
 Plaintiff,
 18
 v.
 19
 20 VMWARE, INC., a Delaware corporation,
 Defendant.

Case No. 15-cv-01414-HSG

**JOINT STIPULATION AND ORDER
 RE: BRIEFING SCHEDULE**

22 VMWARE, INC., a Delaware corporation,
 23
 Counterclaimant,
 24
 v.
 25
 26 PHOENIX TECHNOLOGIES LTD, a
 Delaware corporation,
 27
 Counterdefendant.

1 **STIPULATION AND ORDER**

2 Pursuant to Civil Local Rule 7-12, and the February 2, 2017 pretrial conference with the
3 Court, Phoenix Technologies Ltd. (“Phoenix”) and VMware, Inc. (“VMware”) file this joint
4 stipulation regarding a simultaneous briefing schedule in advance of the April 17, 2017 charging
5 conference:

6 WHEREAS, the Court has set a charging conference to address the issues set forth in Dkt.
7 268 for April 17, 2017 (Dkt. 269);

8 WHEREAS, the Court has ordered the parties to submit a simultaneous briefing schedule
9 in advance of the charging conference (Dkt. 266 at 52:12-15);

10 WHEREAS, the Court has ordered that the briefs be no longer than ten pages (Dkt. 266 at
11 52:24);

12 WHEREAS, the Parties propose that the filing deadline for the briefs be set for two weeks
13 prior to the charging conference, on April 3, 2017.

14 NOW, THEREFORE, the Parties hereby stipulate and agree to the following:

- 15 ♦ Each party shall file a brief covering the issues set forth in Dkt. 268, not to exceed
16 ten pages, by April 3, 2017.

17
18 **IT IS SO STIPULATED.**

19 Dated: February 23, 2017

Dated: February 23, 2017

20 COOLEY LLP

MORRISON & FOERSTER LLP

21 /s/ Whitty Somvichian

/s/ Arturo J. González

22 Whitty Somvichian

Arturo J. González¹

23 Attorneys for Plaintiff and Counterdefendant
24 PHOENIX TECHNOLOGIES LTD.

Attorneys for Defendant and Counterclaimant
VMWARE, INC.

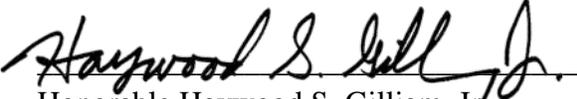
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26
27 ¹ I, Arturo González, am the ECF User whose ID and password are being used to file this
28 Declaration. In compliance with Civil L.R. 5-1(i)(3). I hereby attest that Whitty Somvichian has
concurred in this filing.

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ORDER

**PURSUANT TO THE PARTIES' STIPULATION,
IT IS SO ORDERED.**

Date: February 24, 2017


Honorable Haywood S. Gilliam, Jr.
United States District Judge