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**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION**

[24]7.ai, INC. AND 24/7 CUSTOMER  
 INTERNATIONAL HOLDINGS, LTD.,  
 Plaintiffs,  
 v.  
 LIVEPERSON, INC.,  
 Defendant.

Case No. 3:15-CV-02897-JST (KAW) (lead)  
 Case No. 3:15-CV-05585-JST (KAW)

**STIPULATION AND ~~PROPOSED~~  
 ORDER CHANGING DATE OF CASE  
 MANAGEMENT CONFERENCE**

LIVEPERSON, INC.,  
 Plaintiff,  
 v.  
 [24]7.ai, INC.  
 Defendant.

Case No. 3:17-CV-01268-JST

**STIPULATION AND ~~PROPOSED~~  
 ORDER CHANGING DATE OF CASE  
 MANAGEMENT CONFERENCE**

STIPULATION AND ~~PROPOSED~~  
 ORDER CHANGING DATE OF CASE  
 MANAGEMENT CONFERENCE

3:15-CV-02897-JST (KAW)  
 3:15-CV-05585-JST (KAW)  
 3:17-CV-01268-JST

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**STIPULATION AND [PROPOSED] ORDER**

Pursuant to Local Rules 6-1, 6-2, and 7-12, Plaintiff LivePerson, Inc. (“LivePerson”) and Defendants [24]7.ai, Inc. and 24/7 Customer International Holdings (collectively, “[24]7”) (together, the “Parties”), subject to the Court’s approval and Order, stipulate to reschedule the Case Management Conference (“CMC”) currently set for June 27, 2018 in Case Nos. 3:17-cv-01268 (“the Trade Secret Matter”), and 3:15-cv-02897 and 3:15-cv-05585 (“the Patent Matters”, and collectively with the Trade Secret Matter, “the Related Matters”) to one week earlier, June 20, 2018 at 2:00 p.m., due to the unavailability of the lead trial counsel of LivePerson in view of a recently-realized personal conflict on the currently scheduled date (June 27, 2018). This change to the schedule will not affect any other deadlines in this action. *See* De Vries Decl. ¶ 5.

This Court issued a Scheduling Order on July 26, 2017, scheduling a CMC for June 27, 2018 at 2:00 p.m. (Dkt. 157). More recently, on April 23, 2018, this Court issued an Order Granting Case and Trial Management Schedule, setting certain scheduling dates and maintaining June 27, 2018 at 2:00 p.m. as the date and time for the CMC. (Dkt. 192). Lead trial counsel for LivePerson recently realized, however, that he will be unavailable on June 27, 2018 due to a prescheduled personal conflict. *See* De Vries Decl. ¶ 3. LivePerson raised the conflict and this stipulation with counsel for [24]7, who indicated [24]7 would so stipulate and that counsel for [24]7 is available for the CMC on June 20, 2018 if the Court agrees to move the CMC to that date. *See id.* at ¶ 6.

Pursuant to the stipulation, therefore, the Parties respectfully request that the June 27, 2018 CMC for the Related Matters be rescheduled to one week earlier, on June 20, 2018, at 2:00 p.m. As noted above, this change to the schedule will not affect any other deadlines in this action.

Respectfully submitted,

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Dated: May 14, 2018

KIRKLAND & ELLIS LLP

By: /s/ Michael W. De Vries  
Michael W. De Vries

Attorneys for  
LIVEPERSON, INC.

Dated: May 14, 2018

O'MELVENY & MYERS LLP

By: /s/ Darin Snyder  
Darin Snyder

Attorneys for  
[24]7.AI, INC. AND 24/7 CUSTOMER  
INTERNATIONAL HOLDINGS, LTD.

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**ATTESTATION**

Pursuant to Local Rule 5-1(i)(3), I hereby attest that concurrence in the filing of this document has been obtained from Darin Snyder.


By:  /s/ Michael W. De Vries  
Michael W. De Vries

Attorneys for  
LIVEPERSON, INC.

~~**PROPOSED**~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated:  May 15, 2018

  
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Hon. Jon S. Tigar  
United States District Judge