

1 MORGAN, LEWIS & BOCKIUS LLP
 2 Thomas S. Hixson (SBN 193033)
 3 thomas.hixson@morganlewis.com
 4 Kevin M. Papay (SBN 274161)
 5 Kevin.papay@morganlewis.com
 6 One Market, Spear Street Tower
 7 San Francisco, CA 94105
 8 Telephone: 415.442.1000
 9 Facsimile: 415.442.1001

6 ORACLE CORPORATION
 7 Dorian Daley (SBN 129049)
 8 dorian.daley@oracle.com
 9 Deborah K. Miller (SBN 95527)
 10 deborah.miller@oracle.com
 11 500 Oracle Parkway
 12 M/S 5op7
 13 Redwood City, CA 94065
 14 Telephone: 650.506.4846
 15 Facsimile: 650.506.7114

11 ORACLE CORPORATION
 12 Jeffrey S. Ross (SBN 138172)
 13 jeff.ross@oracle.com
 14 10 Van de Graaff Drive
 15 Burlington, MA 01803
 16 Telephone: 781.744.0449
 17 Facsimile: 781.238.6273

16 Attorneys for Plaintiffs Oracle America, Inc., and
 17 Oracle International Corporation

18 **UNITED STATES DISTRICT COURT**
 19 **NORTHERN DISTRICT OF CALIFORNIA**

20 ORACLE AMERICA, INC., a Delaware
 21 corporation; ORACLE INTERNATIONAL
 22 CORPORATION, a Delaware corporation

23 Plaintiffs,

24 v.

25 SMS SYSTEMS MAINTENANCE SERVICES,
 26 INC., a Massachusetts corporation; and DOES 1–
 27 50,

28 Defendants.

Joshua Koltun (Bar No. 173040)
 One Sansome Street
 Suite 3500, No. 500
 San Francisco, California 94104
 Telephone: 415.680.3410
 Facsimile: 866.462.5959
 joshua@koltunattorney.com

MOORE & VAN ALLEN, PLLC
 Scott M. Tyler
 scotttyler@mvalaw.com
 J. Mark Wilson
 markwilson@mvalaw.com
 100 N. Tryon Street, Suite 4700
 Charlotte, NC 28202
 Telephone: 704.331.1000
 Facsimile: 704.378.1963

*Pro Hac Vice Application to be made
 forthwith*

Attorneys for Defendant
 SMS Systems Maintenance Services, Inc.

Case No. 3:15-cv-05264-RS

**STIPULATION AND ~~[PROPOSED]~~
 ORDER MODIFYING CASE
 SCHEDULE**

STIPULATION AND [PROPOSED] ORDER MODIFYING CASE SCHEDULE

1 WHEREAS, on November 18, 2015, the Court entered the Order Setting Initial Case
2 Management Conference and ADR Deadlines (Dkt. 7) providing for the following schedule:

- 3 • January 26, 2016: deadline for the parties to meet and confer regarding initial
4 disclosures, early settlement, and discovery plan
- 5 • February 16, 2016: initial case management conference

6 WHEREAS, the Order Setting Initial Case Management Conference and ADR Deadlines
7 (Dkt. 7) states, “If the Initial Case Management Conference is continued, the other deadlines are
8 continued accordingly.”

9 WHEREAS, on December 2, 2015, the Clerk’s Notice (Dkt. 16) rescheduled the Initial
10 Case Management Conference to February 18, 2016, which effectively modified the deadline for
11 the parties to meet and confer regarding initial disclosures, early settlement, and discovery plan
12 to January 28, 2016;

13 WHEREAS, the parties have agreed to private mediation scheduled for January 27, 2016;

14 WHEREAS, the parties propose the following modification to the case schedule to
15 facilitate their mediation scheduled for January 27, 2016;

16 NOW, THEREFORE, the parties hereby stipulate, and ask the Court to order, as follows:

- 17 1. The deadline for the parties to meet and confer regarding initial disclosures and discovery
18 plan is modified to February 4, 2016.
- 19 2. All deadlines not addressed here remain as previously ordered.

20 //
21 //
22 //
23 //
24 //
25 //
26 //
27 //
28 //

