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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

EOLAS TECHNOLOGIES
INCORPORATED,

Plaintiff,

v.

GOOGLE INC.,

Defendant.

Case No. 3:17-cv-01138-JST

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER TO STAY
COURT DEADLINES OTHER THAN
THOSE SET FORTH IN THE COURT'S
SEPTEMBER 27, 2017 ORDER**

EOLAS TECHNOLOGIES
INCORPORATED,

Plaintiff,

v.

AMAZON.COM, INC.,

Defendant.

Case No. 3:17-cv-03022-JST

EOLAS TECHNOLOGIES
INCORPORATED,

Plaintiff,

v.

WAL-MART STORES, INC.,

Defendant.

Case No. 3:17-cv-03023-JST

1 Pursuant to Civil Local Rule 6-2, and Civil Local Rule 7-12, and the Court’s September
2 26, 2017 Order to Modify Case Deadlines (ECF No. 402), Plaintiff Eolas Technologies
3 Incorporated (“Eolas”) and Defendants Google Inc. (“Google”), Amazon.com, Inc. (“Amazon”),
4 and Wal-Mart Stores, Inc. (“Walmart”) (collectively, “Defendants”), by and through their
5 respective attorneys, hereby submit the following Joint Stipulation, as follows:

6 WHEREAS, on September 26, 2017, the Court granted the parties’ stipulation (ECF No.
7 402)¹ to extend deadlines to provide the Court time to issue an order regarding how to proceed to
8 resolve Amazon’s pending Motion for Order to Show Cause Regarding McKool Smith’s Violation
9 of Prosecution Bar (the “Prosecution Bar Motion”) (ECF No. 262), which stated that the parties
10 shall meet and confer regarding case deadlines after the Court issues such order;

11 WHEREAS, on September 27, 2017, the Court entered an Order Re Alleged Prosecution
12 Bar Violation (ECF No. 403) setting forth actions and deadlines over the next several months
13 related to the Prosecution Bar Motion;

14 WHEREAS, on September 28, 2017, pursuant to the entered stipulation (ECF No. 402),
15 the parties met and conferred regarding an appropriate revised schedule for case deadlines other
16 than those set forth in the Court’s September 27, 2017 Order (ECF No. 403);

17 WHEREAS, the parties agree that the best course of action at this time is to stay all case
18 deadlines other than those listed in the Court’s September 27, 2017 Order (ECF No. 403), pending
19 resolution of the Prosecution Bar Motion including any briefing and/or hearing as described in
20 paragraph 10 of that Order;

21 WHEREAS, the parties further believe that following the resolution of the Prosecution Bar
22 Motion and subject to the Court’s availability, a further Case Management Conference to evaluate
23 and/or reset all other case deadlines would be appropriate;

24 NOW THEREFORE IT IS HEREBY STIPULATED AND THE PARTIES JOINTLY
25 REQUEST that the Court stay all case deadlines, other than those listed in the Court’s September
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28 ¹ ECF Nos. are to the docket of Case No. 3:17-cv-03022-JST unless otherwise stated.

1 27, 2017 Order (ECF No. 403), and, after resolution of the Prosecution Bar Motion, set a date for a
2 further Case Management Conference at the Court's convenience.

3
4 DATED: September 29, 2017 Respectfully submitted,

5
6 By /s/ James E. Quigley

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ATTESTATION

I, Richard Frenkel am the ECF user whose user ID and password authorized the filing of this document. Under Civil L.R. 5-1(i)(3), I attest that all signatories to this document have concurred in this filing.

DATED: September 29, 2017

/s/ Richard G. Frenkel

Richard G. Frenkel

~~PROPOSED~~ ORDER


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Plaintiff Eolas Technologies Incorporated and Defendants Amazon.com, Inc. (“Amazon”), Google Inc. (“Google”), and Wal-Mart Stores, Inc. (“Walmart”) (collectively, “Defendants”) have stipulated to stay all case deadlines, other than those listed in the Court’s Order Re Alleged Prosecution Bar Violation (ECF No. 403), pending resolution of the Prosecution Bar Motion.

The parties’ joint stipulation is GRANTED. All case deadlines other than those listed in the Court’s Order Re Alleged Prosecution Bar Violation (ECF No. 403) are stayed pending resolution of the Prosecution Bar Motion. Once the Prosecution Bar Motion has been resolved, the Court will set a date for a further Case Management Conference.

PURSUANT TO THE PARTIES’ STIPULATION, IT IS SO ORDERED.

DATED: October 2, 2017



Honorable Jon S. Tigar
United States District Judge