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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.

LIVEPERSON, INC.,

Plaintiff,

v.

[24]7.ai, INC.

Defendant.

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

**STIPULATION AND ~~PROPOSED~~  
 ORDER CHANGING DATES FOR  
 SUMMARY JUDGMENT OPPOSITION  
 AND REPLY BRIEFS**

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

**STIPULATION AND ~~PROPOSED~~  
 ORDER CHANGING DATES FOR  
 SUMMARY JUDGMENT OPPOSITION  
 AND REPLY BRIEFS**

STIPULATION AND ~~PROPOSED~~  
 ORDER CHANGING DATES FOR SUMMARY  
 JUDGMENT OPPOSITION AND REPLY  
 BRIEFS

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

1 **STIPULATION AND ~~PROPOSED~~ ORDER**

2 Pursuant to Local Rules 6-1, 6-2, and 7-12, Plaintiff LivePerson, Inc. (“LivePerson”) and  
3 Defendants [24]7.ai, Inc. and 24/7 Customer International Holdings (“collectively, “[24]7”)  
4 (together, the “Parties”), subject to the Court’s approval and Order, stipulate to slightly extend the  
5 opposition and reply brief deadlines for [24]7’s motion for summary judgment, filed on July 13,  
6 2018 in Case No. 3:17-cv-01268 (“the Trade Secret Matter”) to allow the parties adequate time to  
7 address all of the issues in [24]7’s motion. *See* De Vries Decl. ¶¶ 3, 6. Specifically, LivePerson  
8 anticipates filing several declarations in support of its opposition brief, and needs a few additional  
9 days to allow the declarants to finalize those declarations. Thus, the Parties, subject to the  
10 Court’s approval and Order, stipulate to extend the deadline for LivePerson to file its summary  
11 judgment opposition brief, currently set for July 27, 2018, to August 1, 2018 and for [24]7 to  
12 correspondingly file its summary judgment reply brief, currently set for August 3, 2018, to  
13 August 13, 2018. These changes to the schedule will not affect any other deadlines in this action,  
14 because the summary judgment hearing date was recently set for October 25, 2018. *See id.* at ¶ 5;  
15 Dkt. 415.

16 This Court issued a Scheduling Order on July 26, 2017, and that order set the dispositive  
17 motion deadline for July 13, 2018 and the opposition and reply deadlines for July 27, 2018 and  
18 August 3, 2018, respectively. Dkt. 157. These deadlines have not been changed since. *See* De  
19 Vries Decl. ¶ 4; Dkts. 386, 415. In order to allow LivePerson adequate time to fully respond to  
20 [24]7’s summary judgment motion, including to finalize the supporting declarations, LivePerson  
21 requests extending the opposition deadline by five days and giving [24]7 a reciprocal extension  
22 on its reply brief. Further, the Court recently moved the hearing date on [24]7’s motion for  
23 summary judgment to October 25, 2018, so even with the requested extension, the Court would  
24 still have over two months to consider the parties’ complete briefing prior to the hearing. Dkt.  
25 415. Thus, LivePerson raised these scheduling issues and this stipulation with counsel for [24]7,  
26 who indicated they would so stipulate. *See id.* at ¶ 6.

1 Pursuant to the stipulation, the Parties request that: 1) the deadline for LivePerson's  
2 summary judgment opposition brief be moved from July 27, 2018, to August 1, 2018; and 2) the  
3 deadline for [24]7's summary judgment reply brief be moved from August 3, 2018, to August 13,  
4 2018.

5  
6 Respectfully submitted,

7 Dated: July 25, 2018

KIRKLAND & ELLIS LLP

8  
9 By: /s/ Michael W. De Vries

10 Michael W. De Vries

11 Attorneys for  
12 LIVEPERSON, INC.

13  
14 Dated: July 25, 2018

O'MELVENY & MYERS LLP

15  
16 By: /s/ Darin Snyder

17 Darin Snyder

18 Attorneys for  
19 [24]7.AI, INC. AND 24/7 CUSTOMER  
20 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:  July 27, 2018

  
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Hon. Jon S. Tigar  
United States District Judge