

1 Tharan Gregory Lanier (State Bar No. 138784)
 2 tglanier@JonesDay.com
 3 Nathaniel P. Garrett (State Bar No. 248211)
 4 ngarrett@JonesDay.com
 5 Joshua L. Fuchs (Pro Hac Vice)
 6 jlfuchs@JonesDay.com
 7 JONES DAY
 8 555 California Street, 26th Floor
 9 San Francisco, CA 94104
 10 Telephone: +1.650.739.3941
 11 Facsimile: +1.650.739.3900

Kenneth A. Gallo (Pro Hac Vice)
 kgallo@paulweiss.com
 David J. Ball (Pro Hac Vice)
 dball@paulweiss.com
 William B. Michael (Pro Hac Vice)
 wmichael@paulweiss.com
 PAUL, WEISS, RIFKIND, WHARTON
 & GARRISON LLP
 2001 K Street NW
 Washington, DC 20006-1047
 Telephone: +1.202.223.7356
 Facsimile: +1.202.204.7356

12 Attorneys for Defendants
 13 SAP SE, SAP AMERICA, INC., and SAP
 14 LABS, LLC

15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA

17 **TERADATA CORPORATION,
 18 TERADATA US, INC., and
 19 TERADATA OPERATIONS, INC.,**

20 **Plaintiffs,**

21 **v.**

22 **SAP SE,
 23 SAP AMERICA, INC., and
 24 SAP LABS, LLC,**

25 **Defendants.**

26 **Case No. 3:18-cv-03670-WHO**

27 **JOINT STIPULATION AND ORDER
 28 RE EXTENDING CASE DEADLINES**

1 Pursuant to Local Rule 6-1(b), Plaintiffs Teradata Corporation, Teradata US, Inc., and
2 Teradata Operations, Inc. (“Plaintiffs”) and Defendants SAP SE, SAP America, Inc., and SAP
3 Labs, LLC (“Defendants”) hereby jointly request and stipulate as follows:

4 WHEREAS the Court issued an Order on July 9, 2018 (Dkt. 23) setting a Case
5 Management Conference for September 25, 2018 at 2:00 p.m.;

6 WHEREAS Defendants filed a Motion to Dismiss First Amended Complaint (Dkt. 39)
7 noticed for hearing on October 24, 2018;

8 WHEREAS the parties stipulate to extend the time for Plaintiffs to oppose the Motion,
9 and for Defendants to reply;

10 WHEREAS the parties seek to continue the Case Management Conference to the first
11 available regular Case Management Conference day after the hearing on Defendants’ Motion to
12 Dismiss;

13 Based on the foregoing, the parties by their counsel hereby stipulate, subject to the Court’s
14 approval, to the following modifications to case deadlines:

Event	Current Date	Proposed Date
Defendants’ Opposition to Motion to Dismiss	September 14, 2018	September 28, 2018
Plaintiffs’ Reply in Support of Motion to Dismiss	September 21, 2018	October 12, 2018
Case Management Statement Due	September 18, 2018	October 30, 2018
Case Management Conference	September 25, 2018 at 2:00 p.m.	November 6, 2018 at 2:00 p.m.

24 Dated: September 6, 2018

Respectfully submitted,

MORRISON & FOERSTER LLP

27 By: /s Mark L. Whitaker

28 Mark L. Whitaker

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Counsel for Plaintiffs
TERADATA CORPORATION,
TERADATA US, INC., and
TERADATA OPERATIONS, INC.

Dated: September 6, 2018

JONES DAY

By: /s/ Tharan Gregory Lanier
Tharan Gregory Lanier

Counsel for Defendants
SAP SE,
SAP AMERICA, INC., and
SAP LABS, LLC

ECF CERTIFICATION

I, Tharan Gregory Lanier, hereby attest pursuant to Local Rule 5-1(i)(3) that the concurrence to the filing of this document has been obtained from each signatory hereto.

Executed this 6th day of September, 2018, at Palo Alto, California.


/s/ Tharan Gregory Lanier
Tharan Gregory Lanier
JONES DAY

Counsel for Defendants
SAP SE,
SAP AMERICA, INC., and
SAP LABS, LLC

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED as modified: the hearing on the motion to dismiss and the Case Management Conference will be set on November 7, 2018 at 2:00 p.m.

DATED: September 6, 2018


HONORABLE WILLIAM H. ORRICK
UNITED STATES DISTRICT JUDGE