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10 ***Attorneys for Emerging Markets Communications,***  
 11 ***Inc. and EMC Satcom Technologies, LLC***

12  
 13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND DIVISION

15 APPLIED SIGNAL TECHNOLOGY, INC.  
 16  
 17 Plaintiff,  
 18 vs.  
 19 EMERGING MARKETS COMMUNICATIONS,  
 INC., EMC SATCOM TECHNOLOGIES, INC.,  
 20 PARADISE DATACOM, LLC, and VIASAT,  
 INC.,  
 21 Defendants.  
 22  
 23 AND RELATED COUNTERCLAIMS AND  
 24 THIRD PARTY CLAIMS

Case No. 09-CV-02180-SBA  
 JOINT STATUS REPORT ON THE  
 PROGRESS OF SETTLEMENT  
 BETWEEN APPLIED SIGNAL,  
 COMTECH EF DATA, EMERGING  
 MARKETS COMMUNICATIONS, AND  
 EMC SATCOM TECHNOLOGIES, AND  
 REQUEST FOR EXTENSION OF  
 RELIEF FROM THE CASE  
 MANAGEMENT SCHEDULING  
 CONFERENCE ORDER

25 Pursuant to the Joint Status Report dated January 13, 2011 (Dkt. No. 203),  
 26 defendants Emerging Markets Communications, Inc., and EMC Satcom Technologies,

1 Inc. (collectively “EMC”), plaintiff and counter-defendant Applied Signal Technology,  
2 Inc. (“AST”), third-party defendant Comtech EF Data Corp. (“Comtech”), submit this  
3 joint status report on the progress of settlement.

4 As previously reported to the Court, AST, Comtech, and EMC agreed at the  
5 settlement conference before Magistrate Judge Zimmerman to settle their dispute. The  
6 parties have exchanged written draft settlement license proposals and are in general  
7 agreement on many license terms, though certain terms are still subject to ongoing  
8 negotiation.

9 On January 13, 2011, the parties filed a Joint Status Report requesting additional  
10 time to finalize their settlement to February 14, 2011. That request was granted on  
11 January 20, 2011 (Dkt. No. 210). Due to a number of factors, including the many  
12 unusual and customized provisions being negotiated, the parties continue to work  
13 diligently to finalize their agreement, and only a limited number of closely-related license  
14 terms remain to be finalized. On February 14, 2011 the parties, including party  
15 principals, held a telephone conference to address these remaining points. Based on that  
16 discussion, the parties are exploring potential options for addressing each others’  
17 concerns on the remaining few unresolved issues, and the parties continue to believe they  
18 are very close to having the settlement finalized. As such, the parties respectfully and  
19 jointly stipulate and request that the Court extend the stipulated February 14, 2011 date  
20 for a period of thirty (30) days from the existing date of February 14, 2011 to March 16,  
21 2011. The parties will continue to work diligently during this time to finalize their  
22 settlement license agreement, which the parties continue to expect will result in the  
23 dismissal of the EMC entities from this litigation.

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1 Date: February 14, 2011

HARNESS, DICKEY & PIERCE, PLC

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/s/ Rudolph A. Telscher, Jr.

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Rudolph A. Telscher, Jr.

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ATTORNEYS FOR DEFENDANTS

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EMERGING MARKETS

COMMUNICATIONS, INC. and EMC

SATCOM TECHNOLOGIES, INC.

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Date: February 14, 2011

SANDERS & PARKS P.C.

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/s/ Rick N. Bryson

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Rick N. Bryson

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ATTORNEYS FOR PLAINTIFF/

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COUNTER-DEFENDANT APPLIED

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SIGNAL TECHNOLOGY AND THIRD-

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PARTY DEFENDANT COMTECH EF

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DATA CORP.

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**ORDER**

Pursuant to stipulation, it is hereby ordered that the Court's January 20, 2011 order (Dkt. No. 210) granting relief from the Case Management Conference Scheduling Order is extended an additional 30 days from the current existing date of February 14, 2011 to March 16, 2011. Plaintiff Applied Signal Technology, Inc. shall file a notice of dismissal, or a joint status report with EMC on the progress of settlement, by March 16, 2011.

Dated: 2/18/11

  
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SAUNDRA BROWN ARMSTRONG  
JUDGE, UNITED STATES DISTRICT COURT

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