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 Sun Microsystems, Inc.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

18 ABSTRAX INC.,)	Case No. 4:09-CV-5243-PJH
)	
19 Plaintiff,)	STIPULATED REQUEST TO
)	RESCHEDULE THE DEADLINE
20 vs.)	FOR MEDIATION AND
)	[PROPOSED] ORDER
21 SUN MICROSYSTEMS, INC.,)	
)	Judge: Hon. Phyllis J. Hamilton
22 Defendant.)	

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 24 Pursuant to Civil L.R. 6-2, Defendant Sun Microsystems, Inc. (“Sun”) respectfully requests
 25 that the Court reschedule the deadline for the parties to conduct mediation to October 29, 2010.
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27 Plaintiff Abstrax, Inc. (“Abstrax”) stipulates to this request.

28 CIVIL ACTION No.: 4:09-CV-5243-PJH
 STIPULATED REQUEST TO RESCHEDULE THE DEADLINE FOR MEDIATION AND [PROPOSED] ORDER

1 In Pretrial Order No. 1, the Court specified that mediation “should take place within 30 days
2 of the Court’s ruling on the discovery-related motions.” See Pretrial Order No. 1, Doc. No. 190. On
3 August 3, 2010, the Court ruled on these discovery-related motions and granted Abstrax’s motion to
4 compel production from Sun. See Order re Discovery Motions, Doc. No. 207.

5 In light of the Court’s order, the parties are now conducting additional discovery related to
6 Sun’s CDT software tool including, an inspection of source code, document production, and
7 depositions. However, the parties do not foresee completing this additional discovery prior to the
8 Court’s current deadline for mediation. The parties strongly believe that any mediation would be
9 much more effective if the parties complete this additional discovery prior to the mediation.
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11 Thus, Sun requests that the Court reschedule the deadline for conducting mediation to
12 October 29, 2010.

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15 Dated: September 1, 2010

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17 By: /s/ Stephanie Wood
Stephanie Wood
NOVAK DRUCE + QUIGG LLP
Attorney for Defendant
SUN MICROSYSTEMS, INC.

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21 By: /s/ John Jeffrey Eichmann
John Jeffrey Eichmann
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Attorney for Plaintiff
ABSTRAX, INC.
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1 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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3 Dated: September 1, 2010

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