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27 **UNITED STATES DISTRICT COURT**
28 **NORTHERN DISTRICT OF CALIFORNIA**
OAKLAND DIVISION

NETLIST, INC.,

Plaintiff,

v.

GOOGLE INC.

Defendant.

Case No. 09-cv-05718-SBA

**SECOND STIPULATION TO EXTEND
TIME FOR DEFENDANT TO RESPOND
TO PLAINTIFF'S COMPLAINT**

1 **TO THE COURT AND ALL PARTIES OF RECORD:**

2 PLEASE TAKE NOTICE that Plaintiff Netlist, Inc. (“Netlist”) and Defendant Google
3 Inc. (“Google”) file this Second Stipulation to Extend Time for Defendant to Respond to the
4 Complaint in this action.

5 The parties have a mutual interest in the orderly and efficient conduct of this litigation,
6 and they agree that this second extension of time will assist the parties in formulating their
7 pleadings and responses in the present action. In particular, Google is in the process of
8 substituting counsel in this action from Shelley K. Mack at the law firm of Fish & Richardson
9 P.C. to the undersigned at the law firm of King & Spalding LLP. Google is therefore requesting
10 a short second extension of time to respond to Netlist’s Complaint, and Netlist has agreed to the
11 extension.
12

13 Having thus met and conferred on the issue, the parties hereby stipulate that Google’s
14 deadline to answer or otherwise respond to Netlist’s complaint should be extended from January
15 29, 2010 to February 12, 2010.
16

17 DATED: January 22, 2010

KING & SPALDING LLP

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19 By: /s/ Geoffrey Ezgar
Geoffrey Ezgar (SBN 184243)
Attorneys for Defendant
GOOGLE INC.
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22 DATED: January 22, 2010

PRUETZ LAW GROUP LLP

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24 By: /s/ Adrian Pruetz
Adrian Pruetz (Bar No. 118215)
Attorneys for Plaintiff
NETLIST, INC.
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DECLARATION

Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Adrian Pruetz.

DATED: January 22, 2010

KING & SPALDING LLP

By: /s/ Geoffrey Ezgar
Geoffrey Ezgar (SBN 184243)
Attorneys for Defendant
GOOGLE INC.

CERTIFICATE OF SERVICE ON NON-REGISTERED CM/ECF PARTY

I, Geoffrey M. Ezgar, declare:

I am a citizen of the United States and am employed in the County of San Mateo, State of California. I am over the age of 18 years and am not a party to this action. My business address is King & Spalding, 333 Twin Dolphin Drive, Suite 400, Redwood Shores, CA 94065. I am readily familiar with the firm's practice of collection and processing of documentation for mailing with the United States Postal Service.

On the date listed below, following ordinary business practice, I caused to be placed, at my place of business, a true copy of the **SECOND STIPULATION TO EXTEND TIME FOR DEFENDANT TO RESPOND TO PLAINTIFF'S COMPLAINT**, enclosed is a sealed envelope, with postage fully pre-paid, for collection and mailing with the United States Postal Service that same day in the ordinary course of business, addressed to the participant in the case who is not a registered CM/ECF user as follows:

Edward R. Quon
Lee Tran & Liang
601 Figueroa Street
Suite 4025
Los Angeles, CA 90017

Dated: January 22, 2010

/s/ Geoffrey M. Ezgar
Geoffrey M. Ezgar