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 17 NETLIST, INC.

18 UNITED STATES DISTRICT COURT  
 19 NORTHERN DISTRICT OF CALIFORNIA  
 20 (SAN FRANCISCO DIVISION)

22 NETLIST, INC.,

23 Plaintiff,

24 v.

25 GOOGLE INC.,

26 Defendant.

Case No. C 09-05718 (CRB)

**STIPULATED JOINT MOTION 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 Inc.  
3 (“Google”) file this Stipulated Joint Motion to Extend Time for Defendant to Respond to the  
4 Complaint.

5 The parties have a mutual interest in the orderly and efficient conduct of this litigation, and  
6 they agree that this extension of time will assist the parties in formulating their pleadings and  
7 responses in the present action. Having thus met and conferred on the issue, the parties hereby  
8 stipulate that Google’s deadline to answer or otherwise respond to Netlist’s complaint should be  
9 extended until January 29, 2010, and also move the court to order that this deadline be extended to  
10 January 29, 2010.

11  
12 Dated: December 23, 2009

FISH & RICHARDSON P.C.

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14 By: /s/ Shelley K. Mack  
Shelley K. Mack

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16 Attorneys for Defendant  
GOOGLE INC.

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19 Dated: December 23, 2009

PRUETZ LAW GROUP LLP

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21 By: /s/ Adrian Pruetz  
Adrian Pruetz

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23 Attorneys for Plaintiff  
NETLIST, INC.

**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: December 23, 2009

FISH & RICHARDSON P.C.

By: /s/ Shelley K. Mack  
Shelley K. Mack

Attorneys for Defendant  
GOOGLE INC.

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**ORDER**

Pursuant to stipulation, IT IS SO ORDERED that Google's answer or other response to Netlist's complaint shall be due on January 29, 2010.

Dated this \_\_\_\_ of December, 2009.

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HONORABLE CHARLES R. BREYER  
UNITED STATES DISTRICT JUDGE

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on December 23, 2009, all counsel of record who are deemed to have consented to electronic service are being served with a copy of the **STIPULATED JOINT MOTION TO EXTEND TIME FOR DEFENDANT TO RESPOND TO PLAINTIFF'S COMPLAINT** via the Court's CM/ECF system per Local Rule 5-4 and General Order 45. Any other counsel of record will be served by first class mail.

/s/ Robert J. Kent

Robert J. Kent

StipJt Mot for EOT to answer (50690100).doc

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