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13 QINETIQ LIMITED
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15 UNITED STATES DISTRICT COURT
16 FOR THE NORTHERN DISTRICT OF CALIFORNIA
17 OAKLAND DIVISION

18 QINETIQ LIMITED,)
19 Plaintiff,)
20 v.)
21 OCLARO INC.,)
22 Defendant.)
23 _____)
24 AND RELATED COUNTERCLAIMS)
25 _____)

Case No. 4:10-cv-00080-SBA (EMC)
**STIPULATION FOR EXTENSION OF
TIME FOR PARTIES' EXCHANGE OF
PRELIMINARY CLAIM
CONSTRUCTIONS AND EXTRINSIC
EVIDENCE PURSUANT TO PATENT
L.R. 4-2**

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1 Plaintiff QinetiQ Limited (“QinetiQ”) and Defendant Oclaro Inc. (“Oclaro”), by and
2 through their respective counsel, hereby stipulate as follows:

3 **WHEREAS**, on June 21, 2010, this Court approved and entered a revised case
4 management schedule (Dkt. No. 56) for the parties’ compliance with the obligations and
5 deadlines imposed in the Patent Local Rules (“Scheduling Order”);

6 **WHEREAS**, pursuant to the Scheduling Order and Patent L.R. 4-1, the parties exchanged
7 their proposed terms for claim construction on October 5, 2010;

8 **WHEREAS**, the Scheduling Order sets October 25, 2010 as the deadline for the parties to
9 exchange their respective preliminary claim constructions and extrinsic evidence pursuant to
10 Patent L.R. 4-2;

11 **WHEREAS**, Oclaro and QinetiQ have agreed to extend the October 25, 2010 deadline by
12 one day to October 26, 2010;

13 **WHEREAS**, the proposed extension until October 26, 2010 is consistent with Patent L.R.
14 4-2(a), which provides for the exchange of preliminary claim constructions and extrinsic evidence
15 within 21 days after the exchange of the Patent L.R. 4-1 list of proposed terms;

16 **WHEREAS**, the proposed extension until October 26, 2010 will not alter the date of any
17 event or any other deadline already fixed by Court order:

18 **IT IS HEREBY STIPULATED** that, pursuant to Civil Local Rule 6-1(a), the parties shall
19 have up to and including October 26, 2010 to exchange preliminary claim constructions and
20 extrinsic evidence pursuant to Patent L.R. 4-2.

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22 Dated: October 22, 2010

KAYE SCHOLER LLP

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24 By: /s/ Taryn Lam

Taryn Lam

25 Attorneys for Plaintiff and Counter-Defendant
26 QINETIQ LIMITED

1 Dated: October 22, 2010

COOLEY GODWARD KRONISH LLP


2 By: /s/ Orion Armon

3 Orion Armon (*pro hac vice*)

4 Attorneys for Defendant and Counterclaimant
5 OCLARO INC.

6 **PURSUANT TO STIPULATION IT IS SO ORDERED:**

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8 Dated: 10/26/10

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11 The Honorable Sandra Brown Armstrong
12 United States District Judge

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15 **ATTESTATION CLAUSE**

16 I, Taryn Lam, hereby attest in accordance with General Order No. 45.X(B) that Orion
17 Armon, counsel for Defendant and Counterclaimant Oclaro Inc., has provided his concurrence
18 with the electronic filing of the foregoing document entitled STIPULATION FOR EXTENSION
19 OF TIME FOR PARTIES' EXCHANGE OF PRELIMINARY CLAIM CONSTRUCTIONS
20 AND EXTRINSIC EVIDENCE PURSUANT TO PATENT L.R. 4-2.

21 Dated: October 22, 2010

By: /s/ Taryn Lam

22 Taryn Lam