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15 Attorneys for Plaintiffs/Counterclaim
16 Defendants TransPerfect Global, Inc.,
17 TransPerfect Translations International, Inc.,
and Translations.com, Inc.

18 UNITED STATES DISTRICT COURT
19 NORTHERN DISTRICT OF CALIFORNIA
20 OAKLAND DIVISION

21 TRANSPERFECT GLOBAL, INC.,
22 TRANSPERFECT TRANSLATIONS
INTERNATIONAL, INC., AND
TRANSLATIONS.COM, INC.,

23 Plaintiffs/Counterclaim
24 Defendants,

25 v.

26 MOTIONPOINT CORPORATION,

27 Defendant/Counterclaim
28 Plaintiffs.

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Attorneys for Defendant/Counterclaim Plaintiff
MotionPoint Corporation

Case No. CV 10-02590 CW

ELECTRONIC CASE FILING

**JOINT STIPULATION AND ORDER
GRANTING LEAVE TO AMEND
AND MODIFYING THE CASE
SCHEDULE AND DISCOVERY
LIMITS**

Judge: Hon. Claudia Wilken

1 Plaintiffs and Counterclaim Defendants TransPerfect Global, Inc., TransPerfect
2 Translations International, Inc., and Translations.com, Inc. (collectively "TransPerfect") and
3 Defendant and Counterclaim Plaintiff MotionPoint Corporation ("MotionPoint") hereby jointly
4 stipulate and move the Court to grant leave for certain amendments, set certain filing and hearing
5 dates, and modify certain discovery limits.

6 On September 22, 2011 TransPerfect filed a motion for leave to amend its invalidity
7 contentions. On September 23, 2011 TransPerfect filed a Complaint in the Northern District of
8 California asserting infringement of U.S. Patent No. 6,857,022 (the Scanlan patent) by
9 MotionPoint. The parties have met and conferred and request that the Court enter the following
10 Order:

11 TransPerfect shall file and serve by October 13, 2011 a Second Amended Complaint for
12 the sole purpose of incorporating into this action the claims from its September 23, 2011
13 Complaint.

14 TransPerfect shall serve the amended invalidity contentions proposed in its September 22,
15 2011 motion.

16 The parties shall serve amended infringement contentions by December 15, 2011.

17 The parties will each have 150 hours for depositions, not including the depositions of
18 expert witnesses.

19 The parties also request that the Court enter the following schedule:

Event or Filing	Joint Proposed Dates
TransPerfect to File Second Amended Complaint	October 13, 2011
Infringement Contentions for Scanlan Patent (PLR 3-1 and 3-2) and Amended Infringement Contentions for MotionPoint and Lakritz patents.	December 15, 2011
Invalidity Contentions for Scanlan Patent (PLR 3-3 and 3-4)	February 2, 2012
Exchange of Proposed Terms for Construction (PLR 4-1)	February 16, 2012
Exchange of Preliminary Claim Constructions and Extrinsic Evidence (PLR 4-2)	March 9, 2012
Advice of Counsel (PLR 3-7)	March 22, 2012
Joint Claim Construction and Prehearing Statement (PLR 4-3)	April 5, 2012

1	1) Fact Discovery Deadline	April 26, 2012
2	2) Parties to Designate Experts	
3	Opening Expert Reports	May 24, 2012
4	Rebuttal Expert Reports	June 21, 2012
5	Expert Discovery Deadline	July 5, 2012
6	Opening Briefs on dispositive motions for all claims and counterclaims and on claim construction due	July 26, 2012
7	Response Briefs due	August 9, 2012
8	Reply Briefs due	August 23, 2012
9	1) All case-dispositive motions to be heard at 2:00 P.M.	September 6, 2012
10	2) Case Management Conference	
11	Final Pretrial Conference at 2:00 P.M.	November 20, 2012
12	10 day Jury Trial will begin at 8:30 A.M.	December 3, 2012

13 Dated: October 7, 2011

McDERMOTT WILL & EMERY LLP

15 /s/ Alexander Ott

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PHILIP OU (SBN: 259896)

JOEL M. FREED

ALEXANDER OTT (*pro hac vice*)

18 *Attorneys for Defendant/Counterclaim Plaintiff*

MotionPoint Corporation

20 Dated: October 7, 2011

KASOWITZ, BENSON, TORRES & FRIEDMAN LLP

21 /s/ Douglas E. Lumish

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TransPerfect Global, Inc.; TransPerfect Translations

International, Inc.; and Translations.com, Inc.

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IT IS SO ORDERED. THE FINAL PRETRIAL CONFERENCE WILL BE HELD
WEDNESDAY, NOVEMBER 21, 2012 AT 2:00 P.M.



Hon. Claudia Wilken
United States District Judge

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I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic filing of this document has been obtained from the other signatories.

Dated: October 7, 2011

/s/ Alexander Ott
[Name of Filer]