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 BACKWEB TECHNOLOGIES, LTD

11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA  
 13 (OAKLAND DIVISION)

14 BACKWEB TECHNOLOGIES, LTD.,  
 15 Plaintiff,  
 16 v.  
 17 INTERNATIONAL BUSINESS MACHINES  
 CORPORATION,  
 18 Defendant.

Case No. 4:10-CV-04310-PJH

**JOINT STIPULATION AND [~~PROPOSED~~]  
 ORDER REGARDING EQUIPMENT FOR  
 TUTORIAL AND CLAIM  
 CONSTRUCTION HEARING**

PATENT CASE

1 WHEREAS Defendant and Counterclaimant International Business Machines Corporation  
2 (“IBM”), Plaintiff and Counterclaim Defendant BackWeb Technologies, Ltd. (“BackWeb”), and  
3 contractors and other support staff hired by the parties desire to bring into the Federal Courthouse  
4 in Oakland, California, located at 1301 Clay Street, #400 South, Oakland, California, and set up in  
5 the courtroom of the Honorable Phyllis J. Hamilton certain equipment and materials for purposes  
6 of facilitating demonstrative exhibits that may be used during the tutorial and claim construction  
7 hearing on August 31, 2011; and

8 WHEREAS that equipment will include the following: one Epson 8300I projector; one  
9 spare projector bulb (Epson 8300), one Epson EX7200 projector, one projector stand, two VGA  
10 video selector switches, technology table, presentation remote, two green laser pointers, and cables  
11 and adapters;

12 NOW THEREFORE the parties hereby request the Court allow access to the courtroom for  
13 the set-up and use of such equipment at the August 5, 2011 tutorial and claim construction  
14 hearing.

15 Dated: August 3, 2011

16 QUINN EMANUEL URQUHART &  
17 SULLIVAN, LLP

18 By: /s/ Jennifer A. Kash  
19 Jennifer A. Kash

20 Attorneys for Defendant  
21 INTERNATIONAL BUSINESS MACHINES  
22 CORPORATION

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Dated: August 3, 2011

HOSIE RICE LLP

By: /s/ William P. Nelson  
William Nelson

Attorneys for Plaintiff  
BACKWEB TECHNOLOGIES, LTD.

Dated: August 3, 2011

FISH & RICHARDSON P.C.

By: /s/ Robert Kent  
Robert Kent

Attorneys for Defendant  
HEWLETT-PACKARD COMPANY

**ATTESTATION PURSUANT TO GENERAL ORDER 45**

Pursuant to General Order No. 45, section X-B regarding signatures, I attest under penalty of perjury that the concurrence in the filing of this document has been obtained from its signatories.

Dated: August 3, 2011

QUINN EMANUEL URQUHART &  
SULLIVAN, LLP

By: /s/ Howard Y. Chen  
Howard Y. Chen

Attorneys for Defendant  
INTERNATIONAL BUSINESS MACHINES  
CORPORATION

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**PROPOSED ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: August 4, 2011

