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11 *Counsel for Plaintiff Oracle America, Inc.*

12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**
 14 **OAKLAND DIVISION**

15 ORACLE AMERICA, INC.,
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 Plaintiff,
 17
 v.
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 MICRON TECHNOLOGY, INC. and
 19 MICRON SEMICONDUCTOR PRODUCTS,
 INC.,
 20
 Defendants.
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Case No. 10-cv-04340 PJH

**STIPULATION AND [PROPOSED]
 ORDER REGARDING BRIEFING
 SCHEDULE AS MODIFIED BY THE COURT**

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1 **WHEREAS**, on May 9, 2011, Plaintiff Oracle America, Inc. (“Oracle”) filed a Motion to
2 Strike the Twenty-first Affirmative Defense Asserted in Defendants’ Micron Technology, Inc.
3 and Micron Semiconductor Products, Inc.’s (collectively, “Micron”) Amended Answer (“Motion
4 to Strike”) (Doc. No. 53);

5 **WHEREAS**, the hearing date noticed for the Motion to Strike is June 22, 2011;

6 **WHEREAS**, the Civil Local Rules require that Micron’s opposition to the Motion to
7 Strike be filed on or before June 1, 2011, and that Oracle’s reply to Micron’s opposition be filed
8 on or before June 8, 2011; and

9 **WHEREAS**, the parties believe that additional briefing time will enable them to more
10 fully address the important issues set forth in the Motion to Strike and that a later hearing date
11 will help alleviate the Court’s busy schedule;

12 **NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED** as follows:

- 13 1. Micron’s opposition to the Motion to Strike shall be due June 10, 2011;
- 14 2. Oracle’s reply to Micron’s opposition shall be due June 24, 2011; and
- 15 3. The hearing on the Motion to Strike shall be held on July ²⁰~~13~~, 2011, or as soon
16 thereafter as shall be decided by the Court.

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18 **IT IS SO STIPULATED**

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20 DATE: May 13, 2011

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23
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27 *Counsel for Plaintiff Oracle America, Inc.*

*Counsel for Defendants Micron Technology,
Inc. and Micron Semiconductor Products,
Inc.*

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ATTESTATION OF FILING

Pursuant to General Oder No. 45 § X(B), I hereby attest that I have obtained concurrence in the filing of this Stipulation and [Proposed] Order Regarding Briefing Schedule from all the parties listed in the signature blocks above.

By: s/Jerome A. Murphy
Jerome A. Murphy

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[PROPOSED] ORDER

IT IS SO ORDERED.

DATE: May 18, 2011

