

1 Benjamin L. Singer (Bar. No. 264295)  
 bsinger@coltsinger.com  
 2 COLT / SINGER / BEA LLP  
 235 Montgomery Street, Suite 907  
 3 San Francisco, CA 94104  
 Telephone: (415) 500-6080  
 4 Facsimile: (415) 500-6080

5 Eric P. Berger (*Pro Hac Vice*)  
 eric.berger@mishcon.com  
 6 MISHCON DE REYA NEW YORK LLP  
 750 7th Avenue, 26th Floor  
 7 New York, New York 10019  
 Telephone: (212) 612-3270  
 8 Facsimile: (212) 612-32977

9 Attorneys for Plaintiff  
 KLAUSTECH, INC.

10 Michael J. Malecek (State Bar No. 171034)  
 michael.malecek@kayescholer.com  
 11 Marisa Armanino Williams (State Bar No. 264907)  
 marisa.armanino@kayescholer.com  
 12 KAYE SCHOLER LLP  
 13 Two Palo Alto Square, Suite 400  
 3000 El Camino Real  
 14 Palo Alto, California 94306-2112  
 Telephone: (650) 319-4500  
 15 Facsimile: (650) 319-4700

16 Attorneys for Defendant  
 ADMOB, INC.

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

20 KLAUSTECH, INC.,  
 21 Plaintiff,  
 22 v.  
 23 ADMOB, INC.,  
 24 Defendant.  
 25

CASE NO. 10-CV-05899-JSW  
**JOINT STIPULATION TO EXTEND  
 DEADLINES AND [~~PROPOSED~~] ORDER  
 AS MODIFIED**

1 Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiff KlausTech, Inc. (“KlausTech”) and  
2 Defendant AdMob, Inc. (“AdMob”), hereby stipulate through their respective counsel of record to  
3 amend the case deadlines set at the December 12, 2014 Case Management Conference (Dkt. No. 113)  
4 and amended in the Court’s Order granting the parties’ joint stipulation to extend selected case  
5 deadlines (Dkt. No. 124):

6 WHEREAS, the parties agreed to schedule AdMob’s deposition of the inventor of the patent-  
7 in-suit, Robert Cezar, before the exchange of proposed claim constructions and identification of  
8 extrinsic evidence pursuant to Patent Local Rule 4-2 (currently scheduled for May 25, 2015);

9 WHEREAS, on February 11, 2015, in preparation for the deposition of Mr. Cezar, AdMob  
10 served its First Set Of Requests For Production Of Documents on KlausTech and served a Subpoena  
11 To Produce Documents, Information, or Objects and Testify At a Deposition on Mr. Cezar;

12 WHEREAS, Mr. Cezar is not available for deposition until June 18, 2015;

13 WHEREAS, counsel for KlausTech requires additional time to complete its document  
14 productions on behalf of both KlausTech and Mr. Cezar;

15 WHEREAS, counsel for both parties require certain scheduling accommodations, and the  
16 parties have sought to comply with the Northern District’s Guidelines for Professional Conduct  
17 which dictate that lawyers should agree to reasonable requests for extensions of time when the  
18 legitimate interests of his or her client will not be adversely affected;

19 WHEREAS, the parties previously agreed to change the dates for Final Infringement  
20 Contentions from March 13, 2015 to March 30, 2015 and Amended Invalidity Contentions from  
21 March 27, 2015 to April 13, 2015, and submitted a joint stipulation on March 12, 2015 (Dkt. No.  
22 123), which the Court granted (Dkt. No. 124);

23 WHEREAS, the Court has only set a case schedule through claim construction, and will  
24 address the post-claim construction schedule after the parties file a subsequent case management  
25 report upon issuance of a claim construction order;

26 WHEREAS, the proposed amended schedule would modify the dates for the technology  
27 tutorial, the claim construction hearing, and the interim claim construction deadlines;

1 NOW THEREFORE, good cause appearing, the parties through their undersigned counsel  
 2 hereby stipulate and request that the Court grant the following amended schedule:

EVENT	CURRENT DATE	AMENDED DATE
Deposition of Robert Cezar	--	June 18-19, 2015
Parties to exchange Proposed Claim Constructions and provide preliminary identification of extrinsic evidence pursuant to Patent L.R. 4-2	May 25, 2015	August 31, 2015
Parties to file Joint Claim Construction and Prehearing Statement pursuant to Patent L.R. 4-3	June 26, 2015	September 28, 2015
Last day to take discovery relating to claim construction and comply with Patent L.R. 4-4	July 31, 2015	October 26, 2015
Plaintiff to file opening claim construction brief & supporting evidence pursuant to Patent L.R. 4-5(a)	Aug. 21, 2015	November 16, 2015
Defendant to file responsive claim construction brief & supporting evidence pursuant to Patent L.R. 4-5(b)	Sept. 11, 2015	December 9, 2015
Plaintiff to file reply claim construction brief & rebuttal evidence pursuant to Patent L.R. 4-5(c)	Sept. 25, 2015	December 23, 2015
Parties to file Amended, Final Joint Claim Construction Statement, including only the remaining disputed terms, phrases, and clauses	Sept. 29, 2015	December 30, 2015
Technology Tutorial	Oct. 8, 2015 10:00 a.m.	<del>January 11, 2016</del> January 21, 2015 at 10:00 a.m.
Claim Construction Hearing	Oct. 15, 2015 10:00 a.m.	<del>January 25, 2016 at 1:30pm</del> January 28, 2016 at
Mediation deadline	60 days after issuance of the Markman Order	[No change] 10:00 a.m.

21 **IT IS SO STIPULATED**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Date: May 20, 2015

COLT / SINGER / BEA LLP

By: /s/ Benjamin L. Singer  
Benjamin L. Singer

Date: May 20, 2015

KAYE SCHOLER LLP

By: /s/ Michael J. Malecek  
Michael J. Malecek

**ATTESTATION**

Pursuant to Local Rule 5-1(i)(3), I hereby attest that the concurrence in the filing of this document has been obtained from the signatories indicated in this e-filed document.

Date: May 20, 2015

/s/ Michael J. Malecek

**PURSUANT TO STIPULATION, IT IS SO ORDERED**

Dated: May 21, 2015

  
\_\_\_\_\_  
JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28