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 Corporation
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8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

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11 VIA TECHNOLOGIES, INC., a California
 corporation, and VIA TECHNOLOGIES,
 12 INC., a Taiwan corporation,

13 Plaintiffs,

14 v.

15 VIZIO, INC., a Delaware corporation,

16 Defendant.

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CASE NO. CV11-0077 PJH

Honorable Judge Phyllis J. Hamilton

**THIRD JOINT STIPULATED
 REQUEST FOR AN ORDER
 FURTHER EXTENDING DATE FOR
 COMPLETION OF MEDIATION;
 [PROPOSED] ORDER**

Complaint Filed: January 7, 2011

Trial Date: October 29, 2012

Whereas, the Court referred this case for court mediation on July 5, 2011 and subsequently, on joint stipulated motion of the parties, referred it to private mediation on July 11, 2011; and

Whereas, Local Rule ADR 37 requires that mediation be held within 90 days of referral to a mediator; and

Whereas the parties held a private mediation before Hon. Daniel Weinstein (ret.) of JAMS on September 28, 2011; and

1 Whereas the parties previously stipulated to, and the Court ordered, extensions of the
2 deadline to complete mediation until January 15, 2012; and

3 Whereas, at that mediation an agreement in principal was achieved on the terms of
4 settlement of this case, and since then the parties have diligently pursued settlement, with
5 several draft settlement agreements having since been circulated among the parties; and

6 Whereas, the parties believe that a final settlement will be achieved soon;

7 The parties hereby respectfully request that any deadline to complete mediation be
8 further extended until February 15, 2012 in order to allow time for a final agreement to be
9 completed.

10 DATED: January 13, 2012

Respectfully submitted,

11 DAVID N. MAKOUS
12 JOSHUA S. HODAS
13 LEWIS BRISBOIS BISGAARD & SMITH LLP

14 Bv: /s/ Joshua S. Hodas
15 Joshua S. Hodas
16 Attorneys for VIZIO, INC., a Delaware Corporation

17 DATED: January 13, 2012

18 J. DAVID HADDEN
19 JEDEDIAH WAKEFILED
20 TYLER G. NEWBY
21 SEBASTIAN KAPLAN
22 FENWICK & WEST LLP

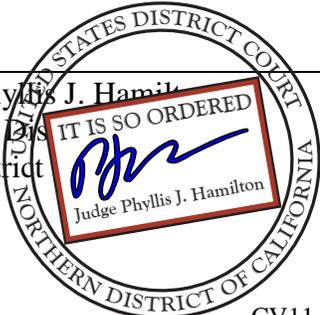
23 Bv: /s/ Jedediah Wakefield (by permission)
24 Jedediah Wakefield
25 Attorneys for Plaintiffs VIA TECHNOLOGIES, INC.
26 (Taiwan) and VIA TECHNOLOGIES, INC. (California)

27 **[Proposed] ORDER**

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

Dated: 1/17/12

Honorable Phyllis J. Hamilton
United States District
Northern District



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ATTESTATION PURSUANT TO GENERAL ORDER NO. 45

Pursuant to General Order No. 45 of the Northern District of California, I, Joshua S. Hodas, attest that concurrence in the filing of this document has been obtained from each of the other signatories to this document.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 13th day of January, 2012 at Los Angeles, California.

By: /s/ Joshua S. Hodas
Joshua S. Hodas