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9 *Attorneys for Plaintiff*

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**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

VIA LICENSING CORPORATION,

Plaintiff,

v.

PEGATRON CORPORATION, PEGATRON
 TECHNOLOGY SERVICE INC. and UNIHAN
 CORPORATION,

Defendants.

Case No. 4:15-cv-04086-JSW

**STIPULATION AND ~~PROPOSED~~
 ORDER SETTING BRIEFING
 SCHEDULE RE DEFENDANTS'
 MOTION TO DISMISS**

1 WHEREAS, on September 8, 2015, Plaintiff filed a Complaint for Breach of
2 Contract, Specific Performance, and Promissory Fraud (Dkt. No. 1) (the “Complaint”);

3 WHEREAS, on September 22, 2015, Defendants Pegatron Corporation, Pegatron
4 Technology Service Inc. and Unihan Corporation (together with Plaintiff, the “Parties”) accepted
5 service of the Summons and Complaint (Dkt. Nos. 9-11);

6 WHEREAS on October 30, 2015, Magistrate Judge Joseph C. Spero granted the
7 Parties’ Stipulation to allow the Defendants until December 15, 2015 to answer or otherwise
8 respond to the Complaint (Dkt. No. 13) (the “Stipulation Setting Schedule on Response to the
9 Complaint”);

10 WHEREAS, pursuant to the Stipulation Setting Schedule on Response to the
11 Complaint, the Parties agreed that, if Defendants file any motion in response to the Complaint,
12 the Parties will meet and confer on a briefing schedule;

13 WHEREAS on December 15, 2015, Defendants filed their Motion to Dismiss
14 Count III of the Complaint (Dkt. No. 35) (the “Motion to Dismiss”);

15 WHEREAS the Parties have met and conferred on such briefing schedule.

16 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, between
17 Plaintiff and Defendants, by and through their respective counsel, that:

18 1. Plaintiff shall have until and including January 22, 2016 to file an
19 opposition to the Motion to Dismiss.

20 2. Defendants shall have until and including February 5, 2016 to file their
21 reply to Plaintiff’s opposition.

22 3. The Motion to Dismiss shall be heard on February 19, 2016 at 9:00 a.m.,
23 or as soon thereafter as the matter can be heard by the Honorable Jeffrey S. White.

24 DATED: December 17, 2015

25 /s/ Laura Kabler Oswell
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Attorneys for Plaintiff VIA LICENSING CORPORATION

DATED: December 17, 2015.

/s/ Ronald S. Lemieux (w/permission by LKO)
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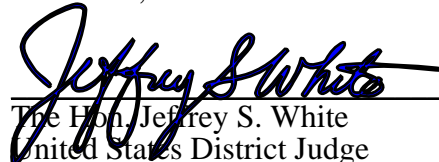
Attorneys for Defendants PEGATRON CORPORATION, PEGATRON TECHNOLOGY SERVICE INC. and UNIHAN CORPORATION

* * *

The motion to dismiss shall be heard on February 19, 2016, at 9:00 a.m.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: December 18, 2015.



The Hon. Jeffrey S. White
United States District Judge
Northern District of California