

1 DANIEL J. BERGESON, Bar No. 105439
 2 dbergeson@be-law.com
 3 DONALD P. GAGLIARDI, Bar No. 138979
 4 dgagliardi@be-law.com
 5 HWAY-LING HSU, Bar No. 196178
 6 hhsu@be-law.com
 7 BERGESON, LLP
 8 303 Almaden Boulevard, Suite 500
 9 San Jose, CA 95110-2712
 10 Telephone: (408) 291-6200
 11 Facsimile: (408) 297-6000

12 KENNETH W. BROTHERS (*Pro Hac Vice*)
 13 brothersk@dicksteinshapiro.com
 14 GARY M. HOFFMAN (*Pro Hac Vice*)
 15 hoffmang@dicksteinshapiro.com
 16 DICKSTEIN SHAPIRO, LLP
 17 1825 Eye Street, N.W.
 18 Washington, D.C. 20006
 19 Telephone: (202) 420-4128
 20 Facsimile: (202) 420-2201

21 Attorneys for Plaintiff/Counter-Defendant
 22 RICOH COMPANY, LTD.



23 UNITED STATES DISTRICT COURT
 24 NORTHERN DISTRICT OF CALIFORNIA
 25 SAN JOSE DIVISION

26 IN RE RICOH COMPANY, LTD. PATENT
 27 LITIGATION

28 Case No. 03-CV-02289 JW (HRL)

**STIPULATION AND PROPOSED ORDER
 MODIFYING BRIEFING SCHEDULE
 AND HEARING DATE ON
 SUPPLEMENTAL CLAIM
 CONSTRUCTION HEARING**

Courtm.: 8, 4th Fl.
 Judge: Hon. James Ware

1 **STIPULATION**

2 Pursuant to N.D. Cal. Civil L.R. 6-2, Plaintiff and Counter-Defendant Ricoh Company,
3 Ltd. (“RicoH”), Declaratory Judgment Plaintiff Synopsys, Inc. (“Synopsys”), and Defendants
4 Aeroflex, Inc., AMI Semiconductor, Inc., Matrox Electronic Systems, Ltd., Matrox Graphics, Inc.,
5 Matrox International Corp., Matrox Tech, Inc. and Aeroflex Colorado Springs, Inc.
6 (“Defendants”), by and through their respective counsel of record, do hereby stipulate and agree,
7 and hereby jointly request, that the Court modify the schedule for the supplemental claim
8 construction hearing as set forth in the Court’s Order filed March 6, 2009 [Docket No. 621], at pp.
9 10-11.

10 Counsel for all parties have multiple conflicts with the schedule, including a trial, appellate
11 arguments, and overseas business trips. Counsel have met and conferred and agreed upon an
12 alternative stipulated schedule set forth herein below, which the parties jointly and respectfully
13 request that the Court adopt.

14 As set forth in the accompanying declaration of Kenneth W. Brothers, the parties’
15 stipulated schedule for the supplemental claim construction hearing does not impact the schedule
16 for the case going forward. Accordingly,

17 **IT IS HEREBY STIPULATED** by the parties hereto that the schedule for the
18 supplemental claim construction (*Markman*) hearing set forth in this Court’s Order filed March 6,
19 2009 [Docket No. 621], at pp. 10-11, should be modified such that the supplemental *Markman*
20 briefing schedule and hearing date shall be as follows:

- | | | |
|----|------------------------------------------------------------|------------------------|
| 21 | Exchange of opening supplemental claim construction briefs | due April 3, 2009 |
| 22 | Exchange of reply supplemental claim construction briefs | due April 17, 2009 |
| 23 | Supplemental <i>Markman</i> Hearing | May 22, 2009 at 9 a.m. |

24 **SO STIPULATED THROUGH COUNSEL OF RECORD.**

25 Dated: March 12, 2009

BERGESON, LLP
DICKSTEIN SHAPIRO, LLP_

26 By _____ /s/
27 Kenneth W. Brothers, Esq.
28 Attorneys for Plaintiff/Counter-Defendant
RICOH COMPANY, LTD.

