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13 Attorneys for Plaintiff  
14 SANDISK CORPORATION

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17 SAN JOSE DIVISION

18  
19 SANDISK CORPORATION, )  
20 Plaintiff, )  
21 v. )  
22 STMICROELECTRONICS, INC., a Delaware )  
corporation, )  
23 STMICROELECTRONICS N.V., a Dutch )  
company, and DOES I to X, )  
24 Defendants. )  
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CASE NO.: C 04-4379 JF  
AMENDED STIPULATION AND  
[PROPOSED] ORDER SETTING  
SCHEDULE FOR BENCH TRIAL ON  
INEQUITABLE CONDUCT

1 Pursuant to the Court's Order dated July 22, 2009 (Docket No. 319), STMicroelectronics,  
2 Inc., STMicroelectronics N.V. (collectively, "ST"), and SanDisk Corporation ("SanDisk")  
3 (collectively, the "Parties") HEREBY STIPULATE (1) to set the bench trial on ST's inequitable  
4 conduct defense to commence on January 26, 2010, and (2) to observe the pre-trial deadlines in  
5 the Proposed Schedule attached hereto as Exhibit A.

6  
7 Dated: August 31, 2009

WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation

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10 By: /s/ Lisa A. Davis  
Lisa A. Davis

11 Attorneys for Plaintiff  
12 SANDISK CORPORATON

13 Dated: August 31, 2009

WILMER CUTLER PICKERING  
HALE and DORR LLP

14  
15 By: /s/ Gregory H. Lantier  
Gregory H. Lantier

16 Attorneys for Defendants  
17 STMICROELECTRONICS, INC. and  
18 STMICROELECTRONICS N.V.  
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**[PROPOSED] ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED. The bench trial on ST's inequitable conduct defense is set for January 26, 2010. The parties shall observe the pre-trial deadlines on the attached Exhibit A.

Dated: 9/1, 2009

  
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Hon. Jeremy Fogel  
United States District Judge

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**SIGNATURE ATTESTATION**

I, Lisa A. Davis, attest that I obtained the concurrence of Gregory H. Lantier in filing this document. I declare under penalty of the laws of the United States that the foregoing is true and correct.

Executed this 31st day of August, 2009 at Palo Alto, California.

/s/ Lisa A. Davis  
Lisa A. Davis

# **EXHIBIT A**

*SanDisk v. STMicroelectronics*

**Proposed Schedule**

September 11, 2009	Parties shall identify Expert Witnesses and provide general description of area of opinion related to inequitable conduct defense
September 18, 2009	Parties shall identify Rebuttal Expert Witnesses and provide general description of area of opinion related to inequitable conduct defense
October 23, 2009	Hearing on SanDisk's Motion to Dismiss
November 6, 2009	Last day to File Motion for Summary Judgment Regarding Inequitable Conduct
November 13, 2009	Fact Discovery Regarding Inequitable Conduct Closes
November 16, 2009	Parties serve expert reports on inequitable conduct
November 20, 2009	Last Day to File Motion to Compel Fact Discovery
December 4, 2009	Parties Serve Rebuttal Expert Reports on Inequitable Conduct
December 23, 2009	Parties shall file pretrial statements and disclosures, including any claim construction positions <sup>12</sup>
January 5, 2009	Expert Discovery Closes
January 8, 2010	Parties Shall File Any <i>in limine</i> Motions; Last Day to File <i>Daubert</i> Motions
January 15, 2010	Responses to <i>in limine</i> Motions and <i>Daubert</i> Motions Due
January 22, 2010	The Court will Hold the Final Pre-Trial Conference (Fridays at 11:00 a.m.)
January 26, 2010	Bench Trial Begins

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<sup>1</sup> ST does not believe claim construction is necessary for the inequitable conduct trial.

<sup>2</sup> Following the bench trial on inequitable conduct, the parties reserve the right to request that additional terms be construed for purposes of infringement and/or validity of the patents-in-suit.