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10 Attorneys for Defendant and Counterclaimant  
 11 SYNAPTICS, INC.

12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14 SAN JOSE DIVISION

15 ELANTECH DEVICES CORPORATION, a  
 16 corporation existing under the laws of Taiwan,  
 17 R.O.C.,

18 Plaintiff,

19 v.

20 SYNAPTICS, INC., a Delaware corporation;  
 21 AVERATEC, INC., a California corporation; and  
 22 PROSTAR COMPUTER, INC., a California  
 23 corporation,

24 Defendants.

25 AND RELATED COUNTERCLAIMS

Case No. C06-01839 PVT

ORDER ON

**STIPULATION TO EXTEND FACT  
 DISCOVERY CUTOFF DATE  
 AND REMAINING DEADLINES**

Date: N/A

Time: N/A

Judge: Patricia V. Trumbull

Location: Courtroom 5, 4<sup>th</sup> Floor

26 WHEREAS, on June 30, 2008, Judge Trumbull issued a Further Case Management  
 27 Conference Order setting the schedule for the above-referenced action; and

28 WHEREAS, the parties have actively engaged in fact discovery since June 2008; and

WHEREAS, the parties have scheduled depositions on ten days in October, and also have  
 one full-day mediation, and two hearings in the month of October; and

1           WHEREAS, the parties have noticed but not yet scheduled ten additional depositions, and  
2 anticipate the need to take additional depositions; and

3           WHEREAS, the parties continue to supplement document discovery productions as  
4 investigation of the facts and issues in the litigation continues; and

5           WHEREAS, the parties agree that due to scheduling issues, the parties will not have the  
6 time necessary to complete fact discovery prior to the current October 31, 2008 fact discovery  
7 cutoff date; and

8           WHEREAS, the parties, acting through their counsel, have met and conferred regarding  
9 extending the fact discovery cutoff date and remaining deadlines in the case;

10          NOW THEREFORE,

11          The parties to this action, acting by and through their counsel of record, stipulate to extend  
12 the fact discovery cutoff date and the subsequent deadlines as follows:

13           **Phase 1 – Liability**

14           Fact Discovery Cutoff – November 21, 2008

15           Last Day to File Motions to Compel – December 3, 2008

16           Designation of Experts with Reports – December 12, 2008

17           Designation of Rebuttal Experts with Reports – January 9, 2009

18           Expert Discovery Cutoff – January 30, 2009

19           Deadline(s) for Filing Discovery Motions – *See* Civil Local Rule 26-2

20           Last Day for Dispositive Motion Hearing – March 24, 2009

21           Trial Setting Conference – April 14, 2009

22           **Phase 2 – Damages**

23           Further Case Management Conference – June 30, 2009

24           **IT IS SO STIPULATED.**

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Dated: October 3, 2008

KARL J. KRAMER  
ERIKA L. YAWGER  
LAURA R. MASON  
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ELANTECH DEVICES CORPORATION

Dated: October 3, 2008

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Attorneys for Defendant  
AVERATEC CORPORATION

I, Erika L. Yawger, am the ECF User whose ID and password are being used to file this Stipulation to Extend Fact Discovery Cutoff Date and Remaining Deadlines. In compliance with General Order 45, X.B., I hereby attest that Sean P. DeBruine and Damir Cefo have concurred in this filing.

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Dated: October 3, 2008

MORRISON & FOERSTER LLP

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Attorneys for Defendant  
SYNAPTICS, INC.

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**ORDER**

The following schedule shall apply to this case:

**Phase 1 – Liability**

Fact Discovery Cutoff – November 21, 2008

~~Last Day to File Motions to Compel – December 3, 2008~~ See Civil Local Rule 26-2.

Designation of Experts with Reports – December 12, 2008

Designation of Rebuttal Experts with Reports – January 9, 2009

Expert Discovery Cutoff – January 30, 2009

Deadline(s) for Filing Discovery Motions – *See* Civil Local Rule 26-2

Last Day for Dispositive Motion Hearing – March 24, 2009

Trial Setting Conference – April 14, 2009

**Phase 2 – Damages**

Further Case Management Conference – June 30, 2009

Good cause appearing, IT IS SO ORDERED.

Dated: 10/6, 2008



Honorable Patricia V. Trumbull  
United States ~~District~~ Judge  
Magistrate