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8 Attorneys for Defendant  
 CHORDIANT SOFTWARE, INC.

9 **[ADDITIONAL PARTY APPEARS ON**  
 10 **SIGNATURE PAGE]**

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

FENWICK & WEST LLP  
 ATTORNEYS AT LAW  
 SAN FRANCISCO

15 NETBULA, LLC and DONGXIAO YUE,  
 16 Plaintiffs,  
 17 v.

18 CHORDIANT SOFTWARE, INC., a  
 Delaware corporation; DEREK P. WITTE, an  
 19 individual; and STEVEN R. SPRINGSTEEL,  
 20 an individual,  
 21 Defendants.

Case No. 5:08-cv-00019-JW (HRL)

**STIPULATION AND [PROPOSED]**  
**ORDER CLARIFYING AND SETTING**  
**POST-TRIAL BRIEFING DEADLINES**

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1 WHEREAS on June 4, 2010 (Docket No.499), the Court set July 19, 2010 at 9 A.M. for  
2 hearing Defendant’s Motions for Judgment as a Matter of Law (Docket Nos. 457, 465, 466, 467,  
3 468, 469), Defendant’s Equitable Defenses of Laches, Estoppel and Acquiescence (Docket  
4 No. 474), Plaintiffs’ Motion for Award of Prejudgment Interest (Docket No. 482), and Plaintiffs’  
5 anticipated Motion for Fees for Failure to Admit under Federal Rule of Civil Procedure 37(c)(2);

6 WHEREAS on June 4, 2010 (Docket No. 499), the Court also ordered all briefing for the  
7 above Motions to be completed on or before June 30, 2010;

8 WHEREAS the Parties desire to clarify and set the schedule for filing oppositions and  
9 replies to the above Motions;

10 WHEREAS the Parties also desire to set a briefing schedule for Plaintiffs’ anticipated  
11 Motion for Fees for Failure to Admit under Federal Rule of Civil Procedure 37(c)(2);

12 WHEREAS the Parties’ proposed schedule does not alter the Court’s June 30, 2010  
13 deadline for all briefing;

14 THEREFORE, THE PARTIES HEREBY STIPULATE AND REQUEST that the Court  
15 ORDER as follows:

16 1) Plaintiffs’ Motion for Fees for Failure to Admit, if any, must be filed on or before  
17 **June 9, 2010.**

18 2) All oppositions to Defendant’s Motions for Judgment as a Matter of Law (Docket  
19 Nos. 457, 465, 466, 467, 468, 469), Defendant’s Equitable Defenses of Laches, Estoppel and  
20 Acquiescence (Docket No. 474), Plaintiffs’ Motion for Award of Prejudgment Interest (Docket  
21 No. 482), and Plaintiffs’ Motion for Fees for Failure to Admit, if any, must be filed on or before  
22 **June 23, 2010.**

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3) All replies for the above Motions must be filed on or before **June 30, 2010**, consistent with the schedule set by the Court's June 4, 2010 order (Docket No. 499).

Respectfully,

Dated: June 7, 2010

FENWICK & WEST LLP

By: /s/ Jedediah Wakefield  
Jedediah Wakefield

Attorneys for Defendants CHORDIANT  
SOFTWARE, INC., STEVEN R. SPRINGSTEEL  
and DEREK P. WITTE

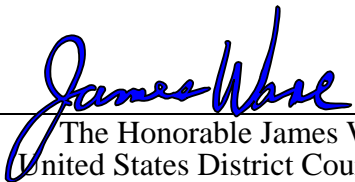
Dated: June 7, 2010

By: /s/ Antonio L. Cortés  
Antonio L. Cortés

Attorney for Plaintiffs NETBULA, LLC and  
DONGXIAO YUE

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

Dated: June 14, 2010

  
The Honorable James Ware  
United States District Court Judge

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**ATTORNEY ATTESTATION**

Pursuant to General Order 45, I hereby attest that that concurrence in the filing of this document has been obtained from the signatory indicated by a ‘conformed’ signature (/S/) within this e-filed document.

\_\_\_\_\_  
/S/ Jedediah Wakefield  
Jedediah Wakefield

FENWICK & WEST LLP  
ATTORNEYS AT LAW  
SAN FRANCISCO