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 RUDOLPH TECHNOLOGIES, INC.

18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA
 20 SAN JOSE DIVISION

21 MEHRDAD NIKOONAHAD,)	CASE NO.: C 08-2290 JF (PVT)
)	
22 Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER SETTING BRIEFING
23 v.)	SCHEDULE ON MOTION TO
)	DISMISS SECOND AMENDED
24 RUDOLPH TECHNOLOGIES, INC. and)	COMPLAINT
DOES 1-25, inclusive,)	
)	
25 Defendants.)	
)	

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 STIPULATION AND [PROPOSED] ORDER SETTING
 BRIEFING SCHEDULE
 CASE No. C 08-2290 JF (PVT)

1 WHEREAS, Plaintiff Mehrdad Nikoonahad (“Nikoonahad”) filed a Second Amended
2 Complaint on February 6, 2009;

3 WHEREAS, Defendant Rudolph Technologies, Inc. (“Rudolph”) intends to file a motion
4 to dismiss the Second Amended Complaint;

5 WHEREAS, Nikoonahad intends to file an opposition to Rudolph’s motion to dismiss the
6 Second Amended Complaint;

7 NOW THEREFORE, the parties hereto, through their undersigned counsel, stipulate and
8 agree as follows:

9 1. Rudolph shall notice any motion to dismiss the Second Amended Complaint for
10 hearing on April 24, 2009, which date has been reserved with the Court.

11 2. Rudolph shall file any motion to dismiss the Second Amended Complaint by
12 March 3, 2009.

13 3. Nikoonahad shall file any opposition to a motion to dismiss the Second Amended
14 Complaint by March 27, 2009.

15 4. Rudolph shall file any reply brief in support of the motion to dismiss the Second
16 Amended Complaint by April 10, 2009.

17 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.
18

19 Dated: February 12, 2009

KORDA, JOHNSON & WALL, LLP

20 By: /s/ Ardell Johnson
21 Ardell Johnson

22 *Attorneys for Plaintiff*
MEHRDAD NIKOONAHAD

23
24 Dated: February 12, 2009

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

25
26 By: /s/ Anthony J Weibell
Anthony J Weibell

27 *Attorneys for Defendant*
RUDOLPH TECHNOLOGIES, INC.
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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 2/23/09



THE HON. JEREMY FOGEL
UNITED STATES DISTRICT JUDGE

