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 International Business Machines Corporation

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

17 RSI CORP., dba RESPONSIVE SYSTEMS
 COMPANY, a New Jersey corporation,

18 Plaintiff,

19 vs.

20 INTERNATIONAL BUSINESS MACHINES
 CORPORATION; and DOES DEFENDANTS
 21 1-20,

22 Defendants.

CASE NO. 5:08-cv-3414 RMW (PSG)

**STIPULATION AND []
 ORDER SHORTENING TIME TO HEAR
 MOTION FOR ORDER CONTINUING
 TRIAL DATE AND OTHER DEADLINES
 OR, IN THE ALTERNATIVE, FOR CASE
 MANAGEMENT CONFERENCE TO
 DISCUSS SCHEDULING ISSUES**

Filing Date: February 15, 2008
 Trial Date: March 18, 2013

1 WHEREAS, Defendant International Business Machines Corporation ("IBM") is
2 concurrently filing its Motion for Order Continuing Trial Date and Other Deadlines or, in the
3 Alternative, for Case Management Conference to Discuss Scheduling Issues (the "Motion");

4 WHEREAS, Plaintiff RSI Corp. ("RSI") will oppose the Motion;

5 WHEREAS, IBM has requested that RSI stipulate to shortening the time to hearing for the
6 Motion;

7 WHEREAS, the current schedule in this case sets the fact discovery cut-off for January 18,
8 2013; and

9 WHEREAS, the Parties hereby stipulate pursuant to Local Rule 6-2 to shorten the time to
10 hear the Motion so that the Motion can be heard on January 18, 2013;

11 It is therefore stipulated between the Parties to shorten the time for hearing the Motion and,
12 if convenient for the Court's calendar, to set the hearing for January 18, 2013.

13 DATED: January 9, 2013

SEVERSON & WERSON

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By /s/ Forrest Booth
Forrest Booth
Attorneys for Plaintiff RSI Corp.

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18 DATED: January 9, 2013

QUINN EMANUEL URQUHART & SULLIVAN,
LLP

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By /s/ Shon Morgan
Shon Morgan
Attorneys for Plaintiff RSI Corp.

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

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Hon. Ronald M. Whyte

27 Date

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SIGNATURE ATTESTATION

I, Keala Chan, am the ECF User whose identification and password are being used to file this document. Pursuant to Local Rule 5-1(i), I hereby certify that concurrence in the filing of this document has been obtained from Forrest Booth and Shon Morgan.

DATED: January 9, 2013

/s/ Keala Chan
Keala Chan