

1 David Bloch (SBN: 184530)  
 dbloch@winston.com  
 2 Andrew P. Bridges (SBN: 122761)  
 abridges@winston.com  
 3 Nicole M. Norris (SBN: 222785)  
 nnorris@winston.com  
 4 WINSTON & STRAWN LLP  
 101 California Street  
 5 San Francisco, CA 94111-5894  
 Telephone: 415-591-1000  
 6 Facsimile: 415-591-1400

7 Attorneys for Plaintiff  
 DIOPTICS MEDICAL PRODUCTS, INC.

8  
 9 **UNITED STATES DISTRICT COURT**  
 10 **NORTHERN DISTRICT OF CALIFORNIA**

Winston & Strawn LLP  
 101 California Street  
 San Francisco, CA 94111-5894

11 DIOPTICS MEDICAL PRODUCTS, INC., a )	<b>Case No. CV 08-3538 (PVT)</b>
12 California Corporation )	
13 Plaintiff, )	
14 vs. )	<b>STIPULATED EXTENSION OF TIME TO</b>
15 IDEAVILLAGE PRODUCTS CORP., dba HD )	<b>ANSWER; REQUEST TO CONTINUE</b>
16 VISION, a New Jersey Corporation )	<b>CASE MANAGEMENT CONFERENCE</b>
17 Defendant. )	<b>AND <del>PROPOSED</del> ORDER</b>

18  
 19 **STIPULATED EXTENSION OF TIME TO ANSWER**

20 WHEREAS, Defendant IDEAVILLAGE PRODUCTS CORP., dba HD VISION, a New  
 21 Jersey Corporation, requested from Plaintiff DIOPTICS MEDICAL PRODUCTS, INC., a California  
 22 Corporation a further thirty (30) day extension of time to Answer or otherwise respond to the  
 23 Complaint served on July 28, 2008;

24 WHEREAS, Plaintiff agreed to grant Defendant such extension, granting Defendant until  
 25 September 17, 2008 to Answer or otherwise respond to the Complaint;

26 WHEREAS, prior to September 17, 2008 Defendant requested from Plaintiff an additional  
 27 thirty (30) day extension of time to Answer or otherwise respond to the Complaint;

1 WHEREAS, Plaintiff again agreed to grant Defendant such extension, granting Defendant  
2 until October 17, 2008 to Answer or otherwise respond to the Complaint;

3 WHEREAS, prior to October 17, 2008 Defendant requested from Plaintiff an additional  
4 thirty (30) day extension of time to Answer or otherwise respond to the Complaint;

5 WHEREAS, Plaintiff again agreed to grant Defendant such extension, granting Defendant  
6 until November 17, 2008 to Answer or otherwise respond to the Complaint;

7 WHEREAS, prior to November 17, 2008 Defendant again requested from Plaintiff an  
8 additional thirty (30) day extension of time to Answer or otherwise respond to the Complaint;

9 WHEREAS, the parties still are currently engaged in mutual settlement discussions and  
10 Plaintiffs have again agreed to extend the Defendant's time to Answer or otherwise respond to the  
11 Complaint by an additional thirty (30) days;

12 WHEREAS, Plaintiff has undergone a recent change in ownership structure whereby it may  
13 or may not retain the right to sue for infringement of the patents in suit; Plaintiff is currently  
14 determining the implications of such transaction;

15 IT IS HEREBY STIPULATED AND AGREED by and between the attorneys for Plaintiff  
16 and Defendant, that Defendant's answer to Plaintiff's Complaint shall be due on or before December  
17 17, 2008.

18 ////

19 ////

20

21

22

23

24

25

26

27

28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Dated: November 13, 2008

WINSTON & STRAWN

By:           /s/ David S. Bloch            
David S. Bloch  
Andrew P. Bridges  
Nicole M. Norris  
Attorneys for Plaintiff  
DIOPTICS MEDICAL PRODUCTS, INC.

Dated: November 13, 2008

EPSTEIN DRANGEL BAZERMAN & JAMES, LLP

By:           /s/ Jason M. Drangel            
Jason M. Drangel  
Attorneys for Defendant  
IDEAVILLAGE PRODUCTS CORP., dba  
HD VISION.

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

Dated:           11/13/08          

By:   
Hon. Patricia V. Trumbull  
United States District Court  
Northern District of California