

1 Linda S. DeBruin
 (Admitted to this Court on September 27,1991)
 2 Aaron D. Charfoos (*pro hac vice*)
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12 *Attorneys for Defendants*
 13 RESEARCH IN MOTION LIMITED and
 RESEARCH IN MOTION CORPORATION

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

16 INFORMATION TECHNOLOGIES, INC., a
 17 Delaware corporation,
 18 Plaintiff,
 19 v.
 20 RESEARCH IN MOTION LIMITED, a
 21 Canadian corporation
 22 AND
 23 RESEARCH IN MOTION CORPORATION,
 24 a Delaware corporation,
 25 Defendants.

Case No. 5:08-CV-04990-JW
 Jury Trial Demanded

**STIPULATION AND PROPOSED ORDER
 PURSUANT TO CIVIL LOCAL
 RULES 6-2 AND 7-12 REGARDING
 TIMING FOR EXPERT REPORTS**

1 WHEREAS Plaintiff Mformation Technologies, Inc. (“Mformation”) and Defendants
2 Research In Motion Ltd. and Research In Motion Corp. (collectively, “RIM”) wish to avoid any
3 dispute regarding the deadline for filing opening expert reports, Mformation and RIM hereby agree:

4 1. The parties shall file their Federal Rule of Civil Procedure 26(a)(2)(B) disclosures,
5 disclosing expert testimony on those issues for which the party bears the burden of proof, on
6 March 4, 2011, 70 days before the close of discovery set by the Court in its December 2, 2010
7 Scheduling Order (Dkt. No. 359).

8 2. The parties will not file any motions between March 4 and March 25, 2011.

9 Pursuant to L.R. 6-2(a), the Declaration of Meredith Zinanni in Support of the Stipulation
10 regarding Timing for Expert Reports is filed herewith.

11 DATED: December 21, 2010

FOLEY & LARDNER LLP

12
13 By: /s/ Shawn McDonald
Amar L. Thakur
Shawn E. McDonald
14 Gina A. Bibby
15 Justin E. Gray

16 *Attorneys for Mformation Technologies, Inc.*

17 DATED: December 21, 2010

KIRKLAND & ELLIS LLP

18
19 By: /s/ Meredith Zinanni
Linda S. DeBruin
20 Mark H. Cohen (CA Bar No. 168773)
21 Aaron D. Charfoos
22 Maria A. Maras
23 Meredith Zinanni

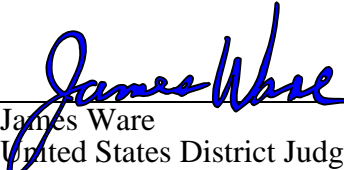
*Attorneys for Research In Motion Limited and
Research In Motion Corporation*

24 Filer’s Attestation: Pursuant to General Order No. 45, Section X(B) regarding signatures, Meredith
25 Zinanni hereby attests that concurrence in the filing of this document has been obtained.
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PURSUANT TO STIPULATION, IT IS SO ORDERED

Date: December 29 _____, 2010



James Ware
United States District Judge

1 **CERTIFICATE OF SERVICE**

2 I hereby certify on this 21st day of December, 2010 that a copy of the foregoing was filed
3 electronically through the Court's CM/ECF system, with notice of case activity automatically
4 generated and sent electronically to all parties.

5
6 DATED: December 21, 2010

KIRKLAND & ELLIS LLP
Respectfully submitted,

7
8 /s/ Frank Carlow

Frank Carlow
Intellectual Property Legal Assistant

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21 *Attorneys for Defendants and Counterclaim Plaintiffs*
22 *Research In Motion Limited and Research In Motion*
23 *Corporation*
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