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1 2 3 4 5 6 7 8	MICHAEL J. IOANNOU (SBN 95208) DANIEL P. MCKINNON (SBN 234749) ROPERS, MAJESKI, KOHN & BENTLEY 50 West San Fernando Street, Suite 1400 San Jose, CA 95113-2429 Telephone: (408) 287-6262 Facsimile: (408) 918-4501 Email: mioannou@rmkb.com dmckinnon@rmkb.com Attorneys for Defendant NAGARRO, INC.	TT IS SO ORDERED TT IS SO ORDERED S MODIFIEN Judge James Ware TES DISTRICT CORT	
9	NORTHERN DISTRICT OF CALIFORNIA		
10	SAN JOSE DIVISION		
11			
12	SIGMA SIX TECHNOLOGIES, INC., a	CASE NO. C08-05633 JW (PVT)	
13	New York corporation and SIGMA SIX CONSULTING, LLC, a New York limited liability company,	AMENDED STIPULATION TO MODIFY SCHEDULING ORDER; [P J:OPC/SED]	
14	Plaintiffs,	ORDER	
15	V.		
16	v. NAGARRO, INC., a New Jersey		
17	corporation, T-SYSTEMS ENTERPRISE SERVICES GmbH, a German business		
18	entity, and DOES 1-10.	Judge: The Honorable James Ware	
19	Defendants.	Judge. The Honorable James Ware	
20			
21	IT IS HEREBY STIPULATED, by and between Plaintiffs SIGMA SIX		
22	TECHNOLOGIES, INC. ("SST") and SIGMA SIX CONSULTING, LLC ("SSC") (collectively,		
23	"Plaintiffs") and Defendants NAGARRO, INC. ("Nagarro") and T-SYSTEMS ENTERPRISE		
24	SERVICES GmbH ("T-Systems"), through their respective counsel of record, and pursuant to		
25	Civil Local Rule 6-2, that the dates set forth in the Scheduling Order filed July 9, 2009 (Docket		
26	No. 55) be modified as follows:		
27	////		
28	////		
	RC1/5370722.1/NB	1 Amended Stipulation to Modify Scheduling Order - Case No. C08-05633 JW (PVT)	

Close of All Discovery	July 22, 2010
Last Date for Hearing Dispositive Motions (Sixty days after the close of all discovery.)	September 20, 2010
Preliminary Pretrial Conference at 11 a.m. (Thirty days before the close of all discovery.)	June 22, 2010
Preliminary Pretrial Conference Statements (Due 10 days before the conference.)	June 11, 2010

The parties stipulate to the modification of the Scheduling Order because they have scheduled an early mediation for September 23, 2009, with The Honorable Peter G. Stone (Ret.) of JAMS. This mediation may resolve some or all of the disputes herein, thereby eliminating the need for the parties to use judicial resources and incur substantial and potentially unnecessary costs related to discovery.

The parties have exchanged initial disclosures and it is apparent from the number of witnesses, who are located throughout the United States, India, Switzerland, Germany, and other countries, as well as the complexity of the issues related to source code and other intellectual property that form the basis for Plaintiffs' claims, that the parties will not have sufficient time to complete discovery by March 22, 2010, the date currently scheduled for discovery to close.

Further, although the parties have agreed to work together to facilitate discovery, it is
foreseeable that coordinating the schedules of the attorneys, clients, and other percipient
witnesses for depositions both here and abroad will add to the reasonable time the parties will
need to complete discovery. Service of process on non-party witnesses located abroad through
the Hague Convention, letters rogatory, or other methods for procuring documents and testimony
abroad, will also add to the amount of time required to complete discovery.

Finally, under the current Scheduling Order, the parties would have to engage in
substantial and costly discovery prior to the September 23, 2009 mediation which, if postponed
until after the mediation, will serve as an additional incentive for the parties to resolve some or all
of their disputes at the mediation. The parties have been working together to secure an early

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1 mediation date. The date of September 23, 2009, was the first date that was available for the 2 mediator, counsel, client representatives, and their insurers.

The parties have previously stipulated regarding filing and responding to Plaintiffs' First Amended Complaint ("FAC"), which was filed August 4, 2009 (Docket No. 61). Defendants T-Systems and Nagarro filed answers to the FAC on August 10, 2009 (Docket No. 62) and August 24, 2009 (Docket No. 63).

The proposed stipulated Scheduling Order tracks the current Scheduling Order by extending all dates by approximately four months. This will provide the parties a reasonable opportunity to resolve some or all of the disputes through mediation, and if necessary, complete discovery relating to any remaining issues by July 22, 2010. The parties expect to be ready for trial in the Fall of 2010. There is currently no trial date set.

IT IS SO STIPULATED:

Dated: August 27, 2009

Dated: August 27, 2009

ROPERS, MAJESKI, KOHN & BENTLEY

By: /s/ Michael J. Ioannou MICHAEL J. IOANNOU Attorneys for Defendant NAGARRO, INC.

DHILLON & SMITH LLP

By: /s/ Harmeet K. Dhillon HARMEET K. DHILLON Attorneys for Plaintiffs SIGMA SIX TECHNOLOGIES, INC. and SIGMA SIX CONSULTING LLC

RC1/5370722.1/NB

1	Dated: August 27, 2009 BR	OOKS, WILKINS, SHARKEY & TURCO	
2			
3	By	/s/ Michael R. Turco	
4		MICHAEL R. TURCO (Admitted Pro Hac Vice)	
5		Attorneys for Defendant T-SYSTEMS ENTERPRISE SERVICES	
6		GmbH	
7			
8	I, Michael J. Ioannou, am the ECF user whose identification and password are being used		
9	to file this stipulation. In compliance with General Order 45.X.B, I hereby attest that the other		
10	signatories have concurred in this filing.		
11	Dated: August 27, 2009 RO	PERS, MAJESKI, KOHN & BENTLEY	
12 13			
13	By	/s/ Michael J. Ioannou MICHAEL J. IOANNOU	
15		Attorneys for Defendant NAGARRO, INC.	
16		NAUARRO, INC.	
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1	genor	SED ORDER	
2	Pursuant to the above stipulation,		
3	IT IS HEREBY ORDERED that the dates set forth in the Scheduling Order filed July 9,		
4	2009 (Docket No. 55) are modified as follows:		
5	Close of All Discovery	May 24, 2010	
6 7	Last Date for Hearing Dispositive Motion (Sixty days after the close of all discovery	July 12, 2010 at 7 a.m.	
8	Preliminary Pretrial Conference at 11 a.n (<i>Thirty days before the close of all discov</i>	i /	
9 10	Preliminary Pretrial Conference Statement (<i>Due 10 days before the conference</i> .)	nts April 16, 2010	
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12	Dated: September 1, 2009	\cap	
13		James bre	
14		JAMES WARE United States District Judge	
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	RC1/5370722.1/NB	- 5 - Amended Stipulation to Modify Scheduling Order - Case No. C08-05633 JW (PVT)	

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