1 2 3 4 5 6	Gregory L. Lippetz (State Bar No. 154228) glippetz@jonesday.com JONES DAY 1755 Embarcadero Road Palo Alto, CA 94303 Telephone: 650-739-3939 Facsimile: 650-739-3900 Attorneys for Defendant INTERNATIONAL BUSINESS MACHINES CORP.	David N. Kuhn - State Bar No. 73389 Attorney-at-Law 144 Hagar Avenue Piedmont, CA 94611 Telephone: (510)653-4983 E-mail: dnkuhn@pacbell.net Attorney for Plaintiff Gregory Bender **E-FILED 12/28/2009**	
7			
8	UNITED STATES DISTRICT COURT		
9	NORTHERN DISTRICT OF CALIFORNIA		
10	SAN JOSE DIVISION		
11			
12			
13	Gregory Bender,	Case No. C 09-01249 RMW(RS)	
14	Plaintiff,	STIPULATION AND [ <del>PROPOSED]</del> ORDER EXTENDING DEADLINE	
15	V.	FOR IBM TO FILE ITS DISCOVERY MOTION RELATED TO BENDER'S	
16	International Business Machines Corporation,	AMENDED INFRINGEMENT CONTENTIONS	
17	Defendant.	CONTENTIONS	
18			
19	Plaintiff Gregory Bender ("Plaintiff") and Defendant International Business Machines		
20	Corporation ("Defendant"), through their respective counsel, hereby make the following		
21	stipulation with regards to Defendant's discovery motion related to Plaintiff's amended		
22	infringement contentions.		
23	Due to the parties' and counsels' limited availability due to the upcoming holidays, the		
24	parties have agreed, and hereby request that the deadline for Defendant to file its discovery		
25	motion pursuant to the Court's Order of November 13, 2009 (D.I. 37) be extended until		
26	Wednesday, January 13, 2010. The parties further stipulate that the Court's order granting		
27	Defendant temporary relief from its discovery obligations shall remain in place until the dispute is		
28	resolved.		
		STIPULATION EXTENDING FILING DEADLINE FOR DEFENDANT'S DISCOVERY MOTION CASE NO. C 09-01249 RMW(RS)	

1		Respectfully submitted,
2		Respectfully sublitted,
3	Dated: December 28, 2009	Jones Day
4		
5		By: /s/ Gregory Lippetz
6		Greg L. Lippetz State Bar No. 154228
7		JONES DAY Silicon Valley Office
8		1755 Embarcadero Road Palo Alto, CA 94303 Talanhanay (50,720,2020)
9		Telephone: 650-739-3939 Facsimile:650-739-3900
10		Counsel for Defendant International Business Machines Corporation
11		Machines Corporation
12		
13	In accordance with General Order No. 45, Section X(B), the above signatory attests that	
14	concurrence in the filing of this document has been obtained from the signatory below.	
15	Dated: December 28, 2009	By: /s/ David Kuhn
16	Dated. December 28, 2009	David N. Kuhn
17		Attorney-at-Law 144 Hagar Avenue
18		Piedmont, California 94611 Telephone: (510) 653-4983
19		Counsel for Plaintiff Gregory Bender
20		
21		
22		
23	PURSUANT TO STIPULATION, IT IS S	O ORDERED:
24		
25	DATED: December 28, 2009	By: Thin Sector
26	DATED. Determoet 20, 2009	THE HON. RICHARD SEEBORG United States Magistrate Judge
27		United States Magistrate Judge
28		
		STIPULATION EXTENDING FILING DEADLINE FOR