

E-Filed 6/7/11

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 APPLE INC.

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA

16 ELAN MICROELECTRONICS
 CORPORATION,
 17
 Plaintiff and Counterclaim
 18 Defendant,
 19 v.
 20 APPLE INC.,
 21
 Defendant and Counterclaim
 Plaintiff.

Case No. C-09-01531 RS (PSG)
 STIPULATION AND ~~PROPOSED~~
 ORDER TO HEAR THE FURTHER
 CASE MANAGEMENT CONFERENCE
 IN CONJUNCTION WITH ELAN'S
 MOTION FOR PARTIAL SUMMARY
 JUDGMENT

Hon. Richard Seeborg

Date: July 14, 2011
 Time: 1:30 p.m.
 Department 3, 17th Floor

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 STIP. AND ~~PROPOSED~~ ORDER TO HEAR THE FURTHER
 CASE MANAGEMENT CONFERENCE IN CONJUNCTION
 WITH ELAN'S MTN FOR PARTIAL SUMMARY JUDGMENT

1 Defendant Apple, Inc. ("Apple") and Plaintiff Elan Microelectronics Corporation
2 ("Elan") and, by and through their respective counsel of record, hereby stipulate as follows:

3 WHEREAS, the Court has scheduled a Further Case Management Conference at
4 10:00 a.m. on July 14, 2011 to address the need and procedure for further claim construction
5 proceedings;

6 WHEREAS, Elan has filed a motion entitled Elan Microelectronics Corporation's
7 Notice of Motion and Motion for Partial Summary Judgment of Infringement of U.S. Patent
8 5,825,352 and the hearing on Elan's motion has been set for 1:30 p.m. on July 14, 2011;

9 WHEREAS, in view of the relationship between the issues to be discussed at the
10 Further Case Management Conference and on Elan's motion, the parties have agreed, subject to
11 the Court's approval, that it may be more convenient and productive for the Court and the parties
12 to hold the Further Case Management Conference in conjunction with Elan's Motion for Partial
13 Summary Judgment at 1:30 p.m. on July 14, 2011 rather than earlier that morning.

14 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the parties,
15 through their respective counsel, that, subject to the Court's approval, the Further Case
16 Management Conference be rescheduled and held in conjunction with the hearing on Elan's
17 Motion for Partial Summary Judgment at 1:30 p.m. on July 14, 2011.

18 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

19 DATED: June 7, 2011

/s/ Sean P. DeBruine

Sean P. DeBruine

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21 ALSTON & BIRD LLP
Attorneys For Elan Microelectronics Corporation

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23 DATED: June 7, 2011

/s/ Sonal N. Mehta

Sonal N. Mehta

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25 WEIL, GOTSHAL & MANGES LLP
Attorneys for Apple Inc.

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 6/7/11



Honorable Richard Seeborg
United States District Court Judge

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FILER'S ATTESTATION

I, Sonal N. Mehta, am the ECF User whose ID and password are being used to file this STIPULATION AND [PROPOSED] ORDER TO HEAR THE FURTHER CASE MANAGEMENT CONFERENCE IN CONJUNCTION WITH ELAN'S MOTION FOR PARTIAL SUMMARY JUDGMENT. In compliance with General Order 45, paragraph X.B. I hereby attest that Sean DeBruine has concurred in this filing.

By: /s/ Sonal N. Mehta
Sonal N. Mehta