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12					
13	UNITED STATES DISTRICT COURT				
14	NORTHERN DISTRICT OF CALIFORNIA				
15	SAN JOSE DIVISION				
16	ELAN MICROELECTRONICS	Case No. 09-cv-01531 RS			
17	CORPORATION,	UNOPPOSED MOTION TO EXTEND			
18	Plaintiff, v.	THE CLAIM CONSTRUCTION BRIEFING SCHEDULE BY FIVE DAYS			
19	APPLE, INC.,	AND [PROPOSED] ORDER			
20	Defendant.				
21					
22					
23	AND RELATED COUNTERCLAIMS				
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	UNOPPOSED MOTION TO EXTEND THE CLAIM CONSTRUCTION BRIEFING SCHEDULE BY FIVE DAYS AND [PROPOSED] ORDER	Case No. 09-cv-01531 RS			

1	Plaintiff and Counterdefendant Elan Microelectronics Corporation ("Elan") moves the					
2	Court for an order extending the claim construction briefing schedule by five days. The parties					
3	have a hearing today before the U.S. International Trade Commission in Washington D.C.					
4	Counsel for the parties met and conferred today in person regarding this motion, and					
5	counsel for Defendant Apple, Inc. agreed that a five day extension for the filing of the reply claim					
6	construction briefs would be appropriate. On this basis, Elan respectfully requests that the Court					
7	enter an order extending the claim construction briefing schedule as follows:					
8	Event	Old Date		New Date		
9	Parties will file their rely	May 28, 2010		June 2, 2010		
10 11	patent claim construction briefs pursuant to Pat. L.R. 4- 5(c).					
12	Three of the five days are weekend days or holidays. Because there are no dates in the					
13	Court's Scheduling Order following the claim construction hearing, and the hearing date will not					
14	change, extension of this deadline will not necessitate additional changes to the schedule.					
15	DATED: May 27, 2010 Respectfully submitted,					
16	ALSTON & BIRD LLP					
17						
18		By:	/s/ Elizabe	th H. Rader		
19	Elizabeth H. Rader					
20	Attorneys for Plaintiff and Counterdefendant ELAN MICROELECTRONICS CORPORATION					
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28	UNOPPOSED MOTION TO EXTEND THE CL. CONSTRUCTION BRIEFING SCHEDULE BY AND [PROPOSED] ORDER				Case No. 09-cv-01531 RS	

1	[PROPOSED] ORDER				
2					
3	Good cause having been shown therefor, Elan's Unopposed Motion to Extend the Claim				
4	Construction Briefing Schedule by Five Days is GRANTED. Accordingly, the deadline for the				
5	parties to file their respective reply claim construction briefs is reset to Wednesday, June 2, 2010.				
6	IT IS SO ORDERED.				
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8	DATED:, 2010				
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10	UNITED STATES DISTRICT JUDGE				
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20	UNOPPOSED MOTION TO EXTEND THE CLAIM CONSTRUCTION BRIEFING SCHEDULE BY FIVE DAYS AND [PROPOSED] ORDER 2 Case No. 09-cv-01531 RS				