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 12 OPENWAVE SYSTEMS, INC. and Plaintiff
 OPENWAVE SYSTEMS (ROI) LTD.

Attorneys for Defendants and
 Counterclaimants 724 SOLUTIONS (US)
 INC. and 724 SOLUTIONS SOFTWARE
 INC.

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

17 OPENWAVE SYSTEMS, INC.,
 18 a Delaware corporation, and
 19 OPENWAVE SYSTEMS (ROI) LTD., its
 Republic of Ireland subsidiary,

20 Plaintiffs,

21 v.

22 724 SOLUTIONS (US) INC., a Delaware
 23 corporation, and 724 SOLUTIONS
 24 SOFTWARE INC., a Delaware
 corporation,

25 Defendants.

26 AND RELATED COUNTERCLAIMS

Case No. 09-CV-03511 (RS, HRL)

**STIPULATION AND ~~PROPOSED~~ ORDER
 SHORTENING TIME FOR OPENWAVE'S
 MOTION FOR PERMISSION TO
 DISCLOSE PROTECTED MATERIAL TO
 CHETAN SHARMA**

1 Pursuant to Local Rule 6-2, Plaintiffs and counterdefendants Openwave Systems, Inc. and
2 plaintiff Openwave Systems (ROI) Ltd. (together, “Openwave”), by and through their
3 undersigned counsel, and defendants and counterclaimants 724 Solutions (US) Inc. and 724
4 Solutions Software Inc. (together, “724 Solutions”), by and through their undersigned counsel,
5 hereby stipulate as follows:

6 WHEREAS, on March 29, 2010, pursuant to the Protective Order, Openwave submitted a
7 written request to 724 Solutions seeking to disclose 724 Solutions’ confidential information to
8 Chetan Sharma;

9 WHEREAS, 724 Solutions objected to the disclosure of its confidential information to
10 Mr. Sharma;

11 WHEREAS, the parties met and conferred via telephone and email regarding 724
12 Solutions’ objections to Mr. Sharma;

13 WHEREAS, on April 13, 2010, Openwave informed 724 Solutions that it would file a
14 motion that day seeking permission from the Court to disclose confidential information to Mr.
15 Sharma;

16 WHEREAS, 724 Solutions asked, and Openwave agreed, to postpone the filing by one
17 day so that 724 Solutions’ counsel could discuss the matter further with 724 Solutions;

18 WHEREAS, later that same day (April 13), 724 Solutions filed a Motion to Compel (Dkt.
19 No. 155) that it noticed for hearing before this Court on May 18, 2010;

20 WHEREAS, the next day (April 14), 724 Solutions informed Openwave that it would not
21 withdraw its objection with regard to Mr. Sharma; and

22 WHEREAS, the parties believe and agree that it will be more convenient for the Court
23 and the parties’ counsel if 724 Solutions’ Motion to Compel and Openwave’s Motion for
24 Permission to Disclose Protected Material to Chetan Sharma are both heard on the same day, May
25 18, 2010,

26 THE PARTIES HEREBY STIPULATE, by and through their respective counsel, and
27 respectfully request that the Court shorten time (by one day) for the hearing on Openwave’s
28 Motion for Permission to Disclose Protected Material to Chetan Sharma and that the hearing on

1 Openwave's motion be set for May 18, 2010, at 10:00 a.m. in Courtroom 2, 5th Floor, of the San
2 Jose Courthouse, which is the same day that 724 Solutions' Motion to Compel is noticed to be
3 heard.

4 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

5 Dated: April 14, 2010

MORGAN, LEWIS & BOCKIUS LLP

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8 By /s/

Brett M. Schuman
Attorneys for Plaintiffs

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10 Dated: April 14, 2010

FISH & RICHARDSON P.C.

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12 By /s/

Christopher O. Green
Attorneys for Defendants

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~~PROPOSED~~ ORDER

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

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Dated: April 21, 2010



HOWARD LLOYD
UNITED STATES MAGISTRATE JUDGE

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