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16 **UNITED STATES DISTRICT COURT**
 17 **NORTHERN DISTRICT OF CALIFORNIA**
 18 **SAN JOSE DIVISION**

19 ARTIFEX SOFTWARE INC., a California
 20 corporation,
 21 Plaintiff,
 22 v.
 23 PALM INC., a Delaware corporation,
 24 Defendant.

Case No. 5:09-cv-05679-JF

**STIPULATION REGARDING DISCOVERY
 SCHEDULE**

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STIPULATION

Plaintiff Artifex Software Inc. (“Artifex”), on the one hand, and defendant Palm Inc. (“Palm”) on the other hand, by and through their respective counsel of record, hereby agree and stipulate as follows:

WHEREAS, the parties filed a stipulation to extend discovery on August 17, 2010 (Docket No. 22);

WHEREAS, the Court approved of the new schedule on August 24, 2010 (Docket No. 23);

WHEREAS, the parties have engaged in repeated discussions in an effort to resolve this matter;

WHEREAS, the parties engaged in only limited discovery during the pendency of their discussions;

WHEREAS, the parties are still engaged in discussions in an effort to resolve this matter;

NOW THEREFORE, the parties, through their respective counsel of record, request that the Court adjust the case schedule as follows subject to the following requested dates being consistent with the Court’s schedule:

- (a) extend merits discovery until December 17, 2010;
- (b) set expert disclosures for February 4, 2011;
- (c) set expert rebuttal reports for March 4, 2011;
- (d) set expert discovery cutoff for April 15, 2011;
- (e) set last day to file dispositive motions for April 26, 2011;
- (f) set pre-trial conference for May 24, 2011;

