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13 *Attorneys for Plaintiff Microsoft Corporation*

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

17 MICROSOFT CORPORATION,  
 Plaintiff )

18 v. )

19 TIVO INC.,  
 Defendant. )

20 TIVO INC.,  
 Counterclaim Plaintiff, )

21 v. )

22 MICROSOFT CORPORATION,  
 Counterclaim Defendant. )  
 23 )  
 24 )

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*Attorneys for Defendant TiVo Inc.*

Case No. 5:10-cv-00240-LHK

JOINT STIPULATION AND ~~PROPOSED~~  
 ORDER TO MODIFY THE HEARING  
 DATE FOR TIVO'S MOTION TO STAY  
 PENDING REEXAMINATION

1 Pursuant to Civil Local Rule 7-12, TiVo Inc. (“TiVo”) and Microsoft Corporation  
2 (“Microsoft”) stipulate, through their respective counsel, as follows:

3 WHEREAS, the hearing for TiVo’s Motion to Stay Pending Reexamination (Dkt. No. 78)  
4 is currently scheduled for April 28, 2011, at 1:30 pm;

5 WHEREAS, a scheduling conflict has arisen for TiVo's counsel on that date;

6 WHEREAS, the parties disclose that the prior time modifications in this case were (1) a  
7 joint stipulation giving TiVo a 30-day extension of time to answer, plead, or otherwise respond to  
8 Microsoft's complaint (Dkt. Nos. 10 and 11); (2) a joint stipulation adjusting the Court's Case  
9 Management Scheduling Order (Dkt. Nos. 34 and 36); and (3) a joint stipulation adjusting the due  
10 dates for the Responsive Claim Construction Brief and the Reply Claim Construction Brief with  
11 respect to the asserted Microsoft patents (Dkt. Nos. 74 and 75);

12 WHEREAS, the parties do not anticipate that the requested adjustment to the hearing date  
13 will have any effect on the other scheduled dates in the case.

14 ACCORDINGLY, the parties respectfully request that the Court reschedule the hearing for  
15 TiVo’s Motion to Stay Pending Reexamination (Dkt. No. 78) to April 29, 2011, at 2:30 pm.

16  
17 Dated: April 13, 2011

Respectfully submitted,

18 IRELL & MANELLA LLP  
19 Attorneys for Defendant  
20 TiVo Inc.

21 By: /s/ Azar Mouzari  
Azar Mouzari

22 PERKINS COIE LLP  
23 Attorneys for Plaintiff  
24 Microsoft Corporation

By: /s/ Lauren Sliger  
Lauren Sliger

25 **PURSUANT TO STIPULATION, IT IS SO ORDERED**

26 Date: April 14, 2011

27 Lucy H. Koh  
28 Hon. Lucy Koh  
United States District Judge