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 and Counterdefendant
 TRENT WEST

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION**

TRENT WEST,
 Plaintiff,

v.

QUALITY GOLD, INC.,
 Defendant.

Case No. C 10-3124 JF (HRL)

**STIPULATION AND ~~PROPOSED~~
 ORDER TO AMEND THE CASE
 SCHEDULE**

QUALITY GOLD, INC.,
 Counterclaimant,

v.

TRENT WEST,
 Counterdefendant.

1 The parties, by and through their respective counsel, hereby stipulate to amend the
 2 current case schedule as shown below. The parties stipulate in good faith and not for any
 3 purposes of delay, as this revised schedule will allow for a more efficient, orderly and complete
 4 presentation of any claim construction issues for the Court.

Event	Current Dates	Proposed Dates
Exchange of <i>Supplemental</i> Extrinsic Evidence ¹	N/A	April 15, 2011
Exchange of <i>Rebuttal</i> Extrinsic Evidence	N/A	April 22, 2011
Complete discovery necessary for claim construction under Patent L.R. 4-4	April 14, 2011	May 5, 2011
File Opening Claim Construction Brief under Patent L.R. 4-5	April 18, 2011	May 9, 2011
File Responsive Claim Construction Brief under Patent L.R. 4-5	May 2, 2011	May 23, 2011
File Reply Claim Construction Brief under Patent L.R. 4-5	May 9, 2011	June 6, 2011
<i>Markman</i> Hearing under Patent L.R. 4-6	May 16, 2011 at 9:00 a.m.	June 13, 2011 at 9:00 a.m.

25 ¹ On February 7, 2011, in accordance with Patent L.R. 4-2, the parties exchanged their
 26 *preliminary* claim constructions and extrinsic evidence. In accordance with the parties'
 27 Stipulated Amendment to Patent L.R. 4-3 Disclosures, Dkt. 38, filed March 30, 2011, the parties
 28 have further agreed to a supplemental exchange of extrinsic evidence, e.g., witness declarations,
 and have further agreed that they may reference that evidence as well as any declarant deposition
 transcripts and exhibits that are, or may become, available in their claim construction briefs.

1 This stipulation will not affect the overall schedule of the case nor the Court's timing in
2 setting the matter for trial. The parties previously stipulated to extend the time for Defendant
3 and Counterclaimant Quality Gold, Inc. to respond to the Complaint.

4 Date: April 6, 2011

Respectfully submitted,
HARVEY SISKIND LLP
IAN K. BOYD
MATTHEW A. STRATTON

WOOD, HERRON & EVANS, L.L.P.
CLEMENT H. LUKEN, JR.
JOHN PAUL DAVIS

9 By: _____ /s/
Ian K. Boyd

10 Attorneys for Defendant and Counterclaimant
11 QUALITY GOLD, INC.

12 KING & KELLEHER, LLP
13 EDWARD VINCENT KING, JR.

14 By: _____ /s/
15 Edward Vincent King, Jr.


16 Attorneys for Plaintiff and Counterdefendant
17 TREN T WEST

18 I, Ian K. Boyd, am the ECF User whose identification and password are being used to file
19 this document. Pursuant to General Order 45.X.B, I hereby attest that counsel for plaintiff has
20 concurred in this filing.

21 _____ /s/
Ian K. Boyd

22
23 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

24
25 Date: April 11, 2011

26 
27 _____
28 The Honorable Jeremy Fogel
United States District Judge