

1 Kathryn G. Spelman, Esq. (Cal. Bar No. 154512)
 Daniel H. Fingerman, Esq. (Cal. Bar No. 229683)
 2 Benjamin R. Lemke, Esq. (Cal. Bar No. 271706)
 Mount, Spelman & Fingerman, P.C.
 3 Riverpark Tower, Suite 1650
 4 333 West San Carlos Street
 San Jose CA 95110-2740
 5 Phone: (408) 279-7000
 Fax: (408) 998-1473
 6 Email: kspelman@mount.com; dfingerman@mount.com;
 7 blemke@mount.com

8 Counsel for San Francisco Technology Inc.

9 United States District Court
 Northern District of California, San Jose Division

10 San Francisco Technology Inc.

Case No. 5:10-cv-03251-JF-PSG

11 Plaintiff

**Stipulation and [Proposed] Order to Continue Motion
 Hearing to Allow Time For Settlement**

12 vs.

13 Sun Products Corporation

Date: July 8, 2011

Time: 9:00 a.m.

14 Defendant

Room: Courtroom 3, 5th Floor

Judge: Jeremy Fogel

MOUNT, SPELMAN & FINGERMAN, P.C.
 RIVERPARK TOWER, SUITE 1650
 333 WEST SAN CARLOS STREET
 SAN JOSE, CALIFORNIA 95110-2740
 TELEPHONE (408) 279-7000

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1 The parties stipulate and request that the court enter an order as follows:

2 1. The parties have reached a settlement in principle which would result in the dismissal
3 of this case and avoid the need for motion practice. The parties request a continuance of the motion
4 hearing to allow time for a formal settlement agreement to be executed.

5 2. Defendant Sun Products Corporation filed a motion to dismiss (Docket No. 30) on
6 May 5, 2011 which remains pending. The court is currently scheduled to hear that motion on Friday,
7 July 8, 2011 at 9:00 a.m.

8 3. The parties request that the court continue the motion hearing to allow time for the
9 parties to execute a formal written settlement agreement and dismiss this case. The parties request
10 that the court continue the motion hearing to its next available hearing date, but in no event before
11 July 22, 2011.

12 In accordance with General Order 45.X.B., Benjamin R. Lemke, counsel for SF Tech, attests
13 that each other signatory listed below has concurred in this filing.

14 Date: July 7, 2011

Mount, Spelman & Fingerman, P.C.,

/s/ Benjamin R. Lemke
Counsel for San Francisco Technology Inc.

16 Date: July 7, 2011

Quinn Emanuel Urquhart & Sullivan, LLP

/s/ Anne S. Toker
Counsel for Sun Products Corporation

18 Pursuant to stipulation, it is so ordered.

19 Date: 7/7/11



Jeremy Fogel, U.S. District Judge

MOUNT, SPELMAN & FINGERMAN, P.C.
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333 WEST SAN CARLOS STREET
SAN JOSE, CALIFORNIA 95110-2740
TELEPHONE (408) 279-7000

