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22 Attorneys for Plaintiffs and Counterclaim Defendants
23 BROCADE COMMUNICATIONS SYSTEMS, INC. and
24 FOUNDRY NETWORKS, LLC
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16 UNITED STATES DISTRICT COURT
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18 NORTHERN DISTRICT OF CALIFORNIA
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20 SAN JOSE DIVISION

21 BROCADE COMMUNICATIONS
22 SYSTEMS, INC., a Delaware corporation, and
23 FOUNDRY NETWORKS, LLC, a Delaware
24 limited liability company,

25 Plaintiffs and Counterclaim Defendants,
26
27 v.

28 A10 NETWORKS, INC., a California
29 corporation; LEE CHEN, an individual;
30 RAJKUMAR JALAN; an individual; RON
31 SZETO, an individual; DAVID CHEUNG, an
32 individual; LIANG HAN, an individual; and
33 STEVEN HWANG, an individual,
34
35 Defendants and Counterclaimants.

Case No. 5:10-cv-03428 LHK

**STIPULATION AND [PROPOSED]
ORDER RE SUBMISSION OF JURY
INSTRUCTIONS**

Judge: Hon. Lucy H. Koh

1 IT IS HEREBY STIPULATED by and among Plaintiffs Brocade Communications
2 Systems, Inc. and Foundry Networks, LLC (together, "Brocade") and Defendant A10 Networks,
3 Inc., Lee Chen, Rajkumar Jalan, Liang Han, Steve Hwang and Ron Szeto ("A10 Defendants")
4 and Defendant Liang Han (collectively, "the parties") that:

5 1. The parties understand that the Court set June 21, 2012, as the deadline for the
6 submission of proposed Jury Instructions during the June 8, 2012, Case Management Conference.

7 2. The parties have exchanged proposed jury instructions and are in the process of
8 meeting and conferring to identify areas of agreement and disagreement to narrow their disputes.
9 Brocade's proposed jury instructions are attached hereto as Exhibit A and the jury instructions
10 proposed by the A10 Defendants and Defendant Liang Han are attached hereto as Exhibit B.

11 3. In order for the parties to have sufficient time to narrow the areas of disagreement
12 requiring resolution by the Court, the parties will submit to the Court a set of agreed-to jury
13 instructions and a set of disputed jury instructions and objections by Tuesday, June 26, 2012.

14 4. All other case management deadlines set by the Court during the June 8, 2012,
15 Case Management Conference and June 11, 2012, Case Management Order (D.I. 566) are
16 unaffected by this Stipulation.

17
18 Dated: June 21, 2012

Respectfully Submitted,
ORRICK, HERRINGTON & SUTCLIFFE LLP

20 */s/ Siddhartha M. Venkatesan*

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SIDDHARTHA M. VENKATESAN
22 Attorneys for Plaintiffs and Counterclaim Defendants
BROCADE COMMUNICATIONS SYSTEMS, INC.
and FOUNDRY NETWORKS, LLC

23
24 Dated: June 21, 2012

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

25 */s/ Scott R. Mosko*

26

SCOTT R. MOSKO
27 Attorneys for Defendants
A10 NETWORKS, INC., LEE CHEN, RAJKUMAR
JALAN, RON SZETO, AND STEVEN HWANG

1
2 Dated: June 21, 2012

LOSCH & EHRLICH

3 /s/ Joseph Ehrlich

4 JOSEPH EHRLICH
5 Attorneys for Defendant
6 LIANG HAN

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9 *Concurrence in the filing of this document has been
10 obtained from each of the other signatories pursuant to
11 General Order 45(X)(B).*

12 **ORDER**

13 Pursuant to the parties' stipulation and request, IT IS SO ORDERED.

14
15 Dated: June 26, 2012

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17 
18 Lucy H. Koh
19 United States District Judge