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Attorneys for Defendant  
NISTICA, INC.

13 **IN THE UNITED STATES DISTRICT COURT**  
14 **FOR THE DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

15 FINISAR CORPORATION, a Delaware  
corporation,

16 Plaintiff,

17 vs.

18 NISTICA, INC., a Delaware corporation,

19 Defendant.  
20

Case No. 5:13-cv-03345-BLF (JSC)

**~~PROPOSED~~ ORDER AND  
STIPULATION ON PLAINTIFF FINISAR  
CORP.'S ADMINISTRATIVE REQUEST  
FOR EXTENSION OF TIME TO  
RESPOND TO DEFENDANT'S  
AMENDED ANSWER AND  
COUNTERCLAIMS**

21  
22 IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff Finisar  
23 Corporation (“Finisar”) and Defendant Nistica, Inc. (“Nistica”), that whereas Nistica filed a  
24 Second Amended Answer to Complaint and Counterclaims on December 5, 2014 (Dkt. No. 132)  
25 per the Stipulated Scheduling Order, and whereas Finisar has requested an extension of time to  
26 respond to Nistica’s Second Amended Answer to Complaint and Counterclaims, and Nistica does  
27 not oppose Finisar's request for an extension of time, it is agreed that Finisar will respond to  
28

JOINT STIP. TO EXTEND TIME

1 Nistica's Second Amended Answer to Complaint and Counterclaims by motion on December 31,  
2 2014, instead of by December 22, 2014. Nistica will file its opposition to Finisar's motion on  
3 January 23, 2015. This agreement does not affect the trial date or any other dates in the schedule  
4 ordered by the Court. Finisar's Motion for an Extension of Time to Respond to Nistica's Second  
5 Amended Answer to Complaint and Counterclaims (Dkt. No. 135), and Nistica's opposition  
6 thereto (Dkt. No. 136), are moot.

7  
8 Dated: December 17, 2014

Respectfully Submitted,

9 **RADULESCU LLP**

10 By: /s/ David C. Radulescu

11 David C. Radulescu  
12 *Attorneys for Plaintiff*  
13 *FINISAR CORPORATION*

14 **DENTONS US LLP**

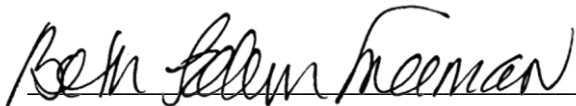
15 By: /s/ Robert F. Kramer

16 Robert F. Kramer  
17 *Attorneys for Defendant*  
18 *NISTICA, INC.*

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**PURSUANT TO THIS STIPULATION, IT IS SO ORDERED.**

Dated: December 18, 2014

  
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Hon. Beth Labson Freeman  
United States District Court Judge