

1 **PAUL E. RICE, A PROFESSIONAL CORPORATION**
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5 Attorneys for Plaintiff/Counter-defendant
6 MiTAC Digital Corporation

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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN JOSE DIVISION**

11
12 **MITAC DIGITAL CORPORATION,**

13 Plaintiff,

14 v.

15 **HON HAI PRECISION INDUSTRY, INC.,**

16 Defendant.

17 **HON HAI PRECISION INDUSTRY, CO.,**
18 **LTD.,**

19 Counter-claimant,

20 v.

21 **MITAC DIGITAL CORPORATION, INC.;**
MAGELLAN NAVIGATION, INC.,; and
22 **ROES 1-50, inclusive,**

23 Counter-defendants.

Case No. 13-CV-03704-BLF

STIPULATION AND ~~PROPOSED~~
ORDER TO PERMIT FILING OF
SECOND AMENDED COMPLAINT

Honorable Beth Labson Freeman

24 WHEREAS Plaintiff MITAC DIGITAL CORPORATION has provided to Defendant HON
25 HAI PRECISION INDUSTRY, CO., LTD. a proposed Second Amended Complaint a copy of which
26 sans lengthy exhibits is attached hereto as Exhibit 1.

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28 WHEREAS HON HAI PRECISION INDUSTRY, CO., LTD has reviewed said proposed

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1 Second Amended Complaint.
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3 WHEREAS the parties have agreed in principal to vacate the existing trial date of March 2,
4 2015, subject to Court order, and to a rescheduling by approximately 90 to 120 days of all attending
5 dates currently set, for reasons including the necessity of taking numerous depositions in Taiwan,
6 including non-party depositions, as well as other depositions outside of California and the
7 complexities and delays involved in such, particularly as to non-party depositions in Taiwan, as well
8 as the desire of HON HAI PRECISION INDUSTRY, CO., LTD to conduct discovery related to
9 additional facts and claims set forth in the proposed Second Amended Complaint. The parties have
10 agreed to the filing of said proposed Second Amended Complaint, with Defendant to have thirty days
11 to respond thereto: which agreement is not conditioned upon the Court vacating the existing trial date
12 and or rescheduling other dates.

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14 IT IS SO STIPULATED.

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16 Dated: August 20, 2014

**PAUL E. RICE,
A PROFESSIONAL CORPORATION**

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20 By: /s/ Paul E. Rice
Paul E. Rice
Attorneys for Plaintiff/Counter-defendant
21 MiTAC Digital Corporation
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Dated: August 20, 2014


ROPERS, MAJESKI, KOHN & BENTLEY

By: /s/ Ivan L. Tjoe
Ivan L. Tjoe.
Jeff W. Poole
Attorneys for Defendant/Counter-claimant
Hon Hai Precision Industry Co., Ltd.

The above having been considered, and good cause shown:

IT IS HEREBY ORDERED THAT: Plaintiff may file its proposed Second Amended Complaint and that Defendant shall have thirty days to respond thereto.

Dated: August 25, 2014


U.S. District Judge Beth Labson Freeman

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