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26 *Attorneys for Plaintiff*  
27 *Synchronoss Technologies, Inc.*

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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

21 SYNCHRONOSS TECHNOLOGIES, INC.,

22 Plaintiff,

23 v.

24 FUNAMBOL, INC.

25 Defendant.

Case No. 5:16-cv-02026-NC

**STIPULATION AND] ORDER TO  
CONTINUE CASE MANAGEMENT  
CONFERENCE**

Date: June 1, 2016  
Time: 10:00 am  
Dept: Courtroom 7, 4th Floor  
Judge: Hon. Nathanael Cousins

1 Pursuant to Civil Local Rule 6-2, Plaintiff, Synchronoss Technologies, Inc.  
2 (“Synchronoss” or “Plaintiff”), and Defendant Funambol, Inc. (“Funambol” or “Defendant”)  
3 (collectively, the “Parties”), respectfully request that the Court enter the following stipulation to  
4 continue the date of the Case Management Conference.

5 **I. Factual Background**

6 In support of this stipulation, the undersigned Parties provide the following facts:

7 A. On April 20, 2016, this matter was transferred to this District from the United  
8 States District Court of New Jersey and reassigned to United States District Court Magistrate  
9 Judge Nathanael M. Cousins. (ECF 41.) On April 20, 2016, the Court issued an Order Setting  
10 Initial Case Management Conference and ADR Deadlines, setting the initial Case Management  
11 Conference for July 27, 2016, and setting related deadlines based on that date. (ECF 42.) On May  
12 9, 2016, the Court advanced the initial Case Management Conference to June 1, 2016, re-setting  
13 the related deadlines based on that date. (ECF 47.)

14 B. On May 16, 2016, Defendant filed, pursuant to Civil Local Rule 3-12, an  
15 administrative motion to consider whether this case should be related to two cases currently  
16 pending before Judge Gilliam involving all three of the asserted patents: (1) *Synchronoss Techs.,*  
17 *Inc. v. Dropbox, Inc.*, Case No. 16-CV-00119-HSG; and (2) *Synchronoss Techs., Inc. v. EgnYTE,*  
18 *Inc.*, Case No. 16-CV-00120-HRL. *See Synchronoss Techs., Inc. v. Dropbox, Inc.*,  
19 3:16-cv-00119-HSG (N.D. Cal. May 16, 2016), ECF No. 104. Defendant anticipates that, if the  
20 motion is granted, Judge Gilliam will vacate and reschedule any case management conference set  
21 by this Court, consistent with Judge Gilliam's prior order relating the Dropbox and EgnYTE cases.

22 C. Lead counsel for Plaintiff has been in trial at the International Trade Commission  
23 for an unrelated matter starting on May 9, 2016 through at least May 18, 2016 and is not available  
24 on June 1, 2016 to attend the Case Management Conference. Counsel for Defendant only filed  
25 their notices of appearance on May 13, 2016 (ECF 48-49.)

26 D. Based on these facts, the Parties believe a continuance is necessary in order to give  
27 the parties adequate time to meet and confer on the relevant issues. Further, the Parties believe a  
28

1 continuance would be in the interest of judicial economy, conserve the Court's and the Parties'  
2 resources, and allow for a more efficient and productive discussion with the Court.

3 E. The Parties met and conferred and have agreed to request a continuance of the  
4 Case Management Conference to June 15, 2016 or a later date, subject to the convenience of the  
5 court.

6 F. The Parties agree that this stipulation does not modify any other deadlines in the  
7 case schedule.

8 G. The Parties have not previously requested any time modifications with respect to  
9 the Case Management Conference. *See* Civil L.R. 6-2(a)(2).

10 **II. Stipulation**

11 In light of the above facts, the Parties jointly request that the Court enter the following  
12 stipulation as an Order of the Court:

13 A. The Case Management Conference shall be continued to June 15, 2016 at 10:00  
14 a.m. or a later date subject to the convenience of the Court. Updated case management statement  
15 due June 8, 2016.

16 **IT IS SO STIPULATED.**

17  
18 Dated: May 18, 2016

Respectfully submitted,

DENTONS US LLP

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21 By: /s/ Sarah S. Eskandari  
Sarah S. Eskandari

22 COUNSEL FOR PLAINTIFF  
23 SYNCHRONOSS TECHNOLOGIES, INC.

24 Dated: May 18, 2016

DURIE TANGRI US LLP

25  
26 By: /s/ Timothy C. Saulsbury  
Timothy C. Saulsbury

27 COUNSEL FOR DEFENDANT  
28 FUNAMBOL, INC.

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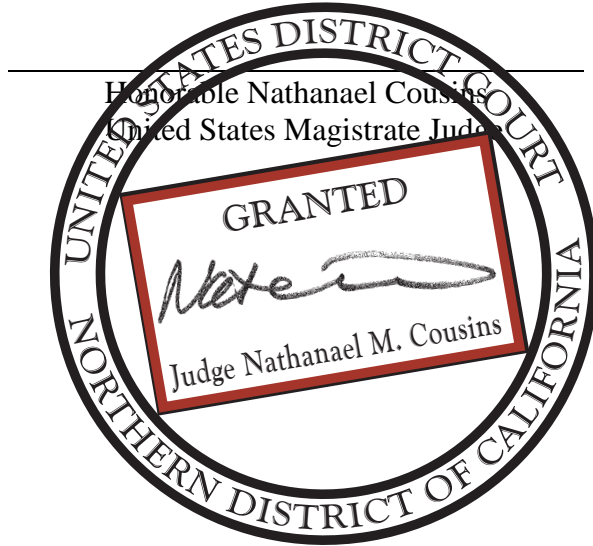
Pursuant to Civil L. R. 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained from each of the other signatories above.

Dated: May 18, 2016

By: /s/ Sarah S. Eskandari  
Sarah S. Eskandari

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

Dated: May 18, 2016



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**CERTIFICATE OF SERVICE**

I hereby certify that on the date indicated below I caused to be served the via the Court's CM/ECF system upon all counsel of record registered to received electronic filings as indicated on the Court's website, pursuant to Fed. R. Civ. P. 5(b)(2)(E) and Local Rule 5-1.

Dated: May 18, 2016

By: /s/Sarah S. Eskandari