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 ACCELER-RAY, INC.

6  
 7 UNITED STATES DISTRICT COURT  
 8 NORTHERN DISTRICT OF CALIFC

9 ACCELER-RAY, INC.

10 Plaintiff,

11 vs.

12 IPG PHOTONICS CORPORATION,

13 Defendant.

) Case No.: 16-cv-02352-HRL

)  
 ) STIPULATION AND ~~PROPOSED~~ ORDER  
 ) RE CONTINUANCE OF PHOTONICS  
 ) CORPORATION’S MOTION TO DISMISS,  
 ) OR, IN THE ALTERNATIVE, MOTION TO  
 ) TRANSFER VENUE

) [Local Rule 6-2(a)]

) Current Hearing Date: July 19, 2016  
 ) Time: 10:00 am.  
 ) Courtroom 2, 5<sup>th</sup> Floor  
 ) 280 S. First Street,  
 ) San Jose, CA 95113

) Proposed Hearing Date: July 26, 2016

14 Pursuant to Local Rule 6-2(a), Plaintiff Acceler-Ray, Inc. (“Plaintiff”) and Defendant IPG  
 15 Photonics Corporation (“Defendant”), by and through their counsel, hereby stipulate and agree as  
 16 follows:  
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18 **STIPULATION**

19 **TO THE CLERK OF THE ABOVE ENTITLED COURT AND TO ALL PARTIES AND TO**  
 20 **THEIR RESPECTIVE ATTORNEYS OF RECORD:**

21 1. On May 6, 2016, Defendant filed its Motion to Dismiss, or, in the Alternative, Motion  
 22 to Transfer Venue, Docket [8].

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24 STIPULATION AND ~~PROPOSED~~ ORDER RE CONTINUANCE OF PHOTONICS CORPORATION’S MOTION  
 25 TO DISMISS, OR, IN THE ALTERNATIVE, MOTION TO TRANSFER VENUE

1           2.       On May 13, 2016 the court notified the parties that the Case Management Conference  
2 and the Motion Hearing (In Re: ECF No. [8]) were vacated and that the case was being re-assigned.

3           3.       On May 20, 2016, Plaintiff filed its Opposition to Motion to Dismiss, or, in the  
4 Alternative, Motion to Transfer Venue.

5           4.       On May 27, 2016, Defendant filed its Reply to the Opposition to Motion to Dismiss,  
6 or, in the Alternative, Motion to Transfer Venue.

7           5.       On June 6, 2016, the court issued its Reassignment Order, re-assigning this case to  
8 Magistrate Judge Howard R. Lloyd for all further proceedings with instructions to re-notice the  
9 hearing before Magistrate Judge Howard R. Lloyd.

10          6.       On June 7, 2016, the court notified the parties that the hearing on the Defendant's  
11 Motion to Dismiss, or, in the Alternative, Motion to Transfer Venue has been re-set for July 19, 2016  
12 at 10:00 a.m. in Courtroom 2, 5<sup>th</sup> Floor, San Jose, CA.

13          7.       Plaintiff is requesting a continuance of the hearing set by the court on July 19, 2016  
14 because of a pre-paid planned vacation, and unavailable beginning July 12, 2016 returning on July  
15 25, 2016.

16          8.       Local Rule 6-2(a) provides parties may file a stipulation, requesting an order changing  
17 time that would affect the date of an event or deadline already fixed by Court Order, or that would  
18 accelerate or extend time frame set in the Local Rules or in the Federal Rules.

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1           9.       Pursuant to Local Rule 6-2(a), the parties hereby stipulate and agree that Defendant's  
2 Motion to Dismiss, or, in the Alternative, Motion to Transfer Venue be heard on July 26, 2016 at  
3 10:00 a.m. in Courtroom 2, 5<sup>th</sup> Floor, San Jose, CA, or as soon thereafter as the matter may be heard.

4           10.       The parties believe no other filing dates scheduled in this case will be affected by this  
5 modification.

6 Dated: June 14, 2016

SILICON VALLEY LAW GROUP

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8                   /s/ Edward A. Kraus  
9 Edward A. Kraus, attorneys for  
10 Acceler-Ray, Inc.

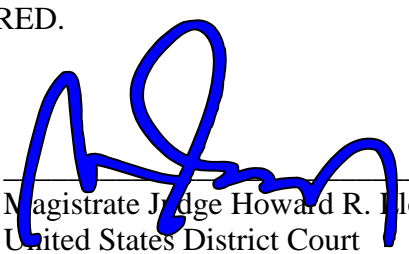
11 Dated: June 14, 2016

HOPKINS & CARLEY

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13                   /s/ Jennifer Coleman  
14 Jennifer Coleman, attorneys for  
15 IPG Photonics Corporation

16 PURSUANT TO STIPULATION, IT IS SO ORDERED.

17 Dated: June 15, 2016

18                     
19 Magistrate Judge Howard R. Lloyd  
20 United States District Court  
21 Northern District Court

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