

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

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ST. CLAIR INTELLECTUAL  
PROPERTY CONSULTANTS, INC.,

Plaintiff,

v.

APPLE INC.,

Defendant.

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**Civil Action No. 09-804-LPS**

**JURY TRIAL DEMANDED**

**STIPULATION AND ORDER FOR EXTENSION TO SUBMIT  
AMENDED RULE 16 SCHEDULING ORDER**

WHEREAS, on January 31, 2011, the Court ordered that the parties submit a proposed amended Rule 16 Scheduling Order to the Court on March 11, 2011 pursuant to the parties' Stipulation and Order For Extension To Submit Amended Rule 16 Scheduling Order;

WHEREAS, on February 8, 2011, Plaintiff St. Clair Intellectual Property Consultants, Inc. ("St. Clair") submitted to the Federal Circuit a "Combined Petition for Panel Rehearing and Rehearing *En Banc* of Plaintiff/Cross-Appellant St. Clair Intellectual Property Consultants, Inc." (the "Petition") in the *St. Clair v. Fujifilm* appeal;

WHEREAS, on March 14, 2011, the Court ordered that the parties submit a proposed amended Rule 16 Scheduling Order to the Court 30 days after, the later of, a decision by the Federal Circuit on the Petition, or a decision after rehearing if the Petition is granted;

WHEREAS, the Federal Circuit issued its decision on the Petition on March 29, 2011;

WHEREAS, the parties conferred and jointly request an extension to the Court's March 14, 2011 Order;

IT IS HEREBY STIPULATED AND AGREED by and between the parties hereto, subject to the approval of the Court, that the parties shall submit a proposed amended Rule 16 Scheduling Order to the Court no later than April 29, 2011.<sup>1</sup>

SEITZ, VAN OGTROP & GREEN, P.A.

ASHBY & GEDDES

/s/ Patricia P. McGonigle

/s/ Tiffany Geyer Lydon

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*Attorneys for Plaintiff St. Clair Intellectual  
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*Attorneys for Defendant Apple Inc.*

Dated: April 28, 2011

Dated: April 28, 2011

**SO ORDERED** this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

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United States District Judge

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<sup>1</sup> Defendant Apple intends to request this action be stayed, but is willing to submit a proposed scheduling order in the alternative. St Clair reserves all rights to oppose any stay request sought by Apple.