

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

RED BEND LTD. and RED BEND SOFTWARE INC., <p style="text-align: center;">v.</p> GOOGLE INC.,	<p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">Defendant.</p>	CIVIL ACTION NO. 09-cv-11813	
GOOGLE INC., <p style="text-align: center;">v.</p> RED BEND LTD. and RED BEND SOFTWARE INC.,	<p style="text-align: center;">Counterclaim-Plaintiff,</p> <p style="text-align: center;">Counterclaim-Defendants.</p>		

**STIPULATED MOTION TO MODIFY
CLAIM CONSTRUCTION BRIEFING SCHEDULE**

By this stipulated Motion, plaintiffs and defendant move this Court, pursuant to Rule 26(f) of the Federal Rules of Civil Procedure and Local Rules 16.1 and 16.6, for an Order modifying the current claim construction briefing schedule, but leaving unchanged the date set for the Court's claim construction hearing. As grounds for this Motion, the parties state that there is good cause for a modification of the dates for filing and serving opening and reply claim construction briefs, and for the submission of the joint claim construction statement, because the production of certain documents that may be pertinent is ongoing, and the additional time will allow for the orderly deposition of the sole named inventor of the patent-in-suit.

The parties propose the following modifications to the Court's May 10, 2010 Order:

Description	Current Date	Proposed Date
1) Parties file Preliminary Claim Construction Briefs	June 11, 2010	June 25, 2010
2) Reply claim construction briefs	June 25, 2010	July 2, 2010

Description	Current Date	Proposed Date
3) Parties file Joint Claim Construction and Prehearing Statement	July 2, 2010	July 6, 2010

All other dates in the May 10, 2010 scheduling order shall remain unchanged.

WHEREFORE, the parties respectfully request that the Court grant this motion for extension for claim construction briefing to accommodate the additional contemplated discovery.

Respectfully Submitted this 26th day of May 2010,

RED BEND LTD, RED BEND
SOFTWARE INC.

GOOGLE, INC.

By its attorneys,

By its attorneys,

/s/ Jennifer C. Tempesta .

/s/ David M. Magee .

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Certificate of Service

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants, by federal express, on May 26, 2010.

/s/ David M. Magee

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