

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

NET JUMPER SOFTWARE, L.L.C.
a Michigan limited liability corporation,

Plaintiff/Counterclaim
Defendant,

Civil Action No. 04-70366-CV
Hon. Julian Abele Cook

v.

Magistrate Judge R. Steven Whalen

GOOGLE INC.,
a Delaware corporation

Defendant/Counterclaim
Plaintiff.

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Nabeel N. Hamameh (P60981)
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**JOINT STIPULATION AND MOTION TO
ADJOURN THE DEADLINE FOR SERVICE OF EXPERT REPORTS
TO JANUARY 6, 2006 OR 90 DAYS BEFORE TRIAL, WHICHEVER IS LATER**

Plaintiff NetJumper Software, L.L.C. (“NetJumper”) and Defendant Google Inc. (“Google”) hereby file a joint stipulation and motion to adjourn the deadline for the service of opening expert reports by the party which bears the burden of proof to January 6, 2006 or 90 days before trial, whichever is later. This is the second change to the schedule requested by the Parties. This adjournment of the expert deadlines does not alter any dates in the current scheduling order and does not impact the Court.

The date for the exchange of expert reports is presently set by Fed. R. Civ. P 26(a)(2)(C), to wit, “[i]n the absence of other directions from the court or stipulation by the parties, the disclosures shall be made at least 90 days before the trial date.” The Amended Scheduling Order entered on September 12, 2005 does not address expert reports. Trial is presently calendared for “March 7, 2006 or as soon thereafter as the Court’s schedule will permit,” which makes expert reports due December 7, 2005.

The parties desire an additional time, approximately one month, or longer if the trial will not proceed as scheduled, to prepare their expert reports for economy as well as in light of Google’s motion for summary judgment, now pending before the Court, which may remove substantial issues for the experts and Court to consider, including the number of asserted claims, the number of accused products, and claim construction issues.

Accordingly, the parties hereby jointly stipulate to adjourn the deadline for the service of opening expert reports by the party which bears the burden of proof to January 6, 2006 or 90 days before trial, whichever is later, and respectfully request that the Court enter this stipulation and so order this modification.

SO STIPULATED:

By: /s/ Nabeel N. Hamameh

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Dated: December 1, 2005

DETROIT 28155-1 910319

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