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Attorneys for Non-Party
TEXAS INSTRUMENTS
INCORPORATED

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

HTC CORPORATION, HTC AMERICA,
INC.,

Plaintiffs,

v.

TECHNOLOGY PROPERTIES
LIMITED, PATRIOT SCIENTIFIC
CORPORATION, and ALLIACENSE
LIMITED,

Defendants.

Case No. 5:08-cv-00877 PSG
Case No. 5:08-cv-00882 PSG

**STIPULATED REQUEST FOR ORDER
CHANGING TIME PURSUANT TO CIV.
L. R. 6-2**

IT IS HEREBY STIPULATED AND AGREED, by Defendant Technology Properties Limited, Patriot Scientific Corporation, and Alliacense Limited (collectively, "Defendants") and non-party Texas Instruments Incorporated (hereinafter, "TI"), by and through the undersigned counsel of record and subject to the approval of Court as follows:

WHEREAS, the Defendants served a trial subpoena on TI's registered agent in Los Angeles, California on August 20, 2013 (hereinafter, "Trial Subpoena") commanding appearance by TI on September 23, 2013 at 9:00 a.m. in the U.S. District Court, Northern District of

1 California, San Jose Division, California;

2 WHEREAS, TI filed a motion to quash the Trial Subpoena on September 6, 2013
3 (hereinafter, "Motion to Quash the Trial Subpoena"); the hearing date for the motion is currently
4 set for October 15, 2013; the responsive brief is due on September 20, 2013; and the reply brief is
5 due on September 27, 2013;

6 WHEREAS, the Defendants re-served the trial subpoena on TI's registered agent in Los
7 Angles, California on September 10, 2013 including witness fees (hereinafter, "Re-Served Trial
8 Subpoena")¹ also commanding appearance by TI on September 23, 2013 at 9:30 AM in the U.S.
9 District Court, Northern District of California, San Jose Division, California;

10 WHEREAS, TI intends to concurrently file a motion to quash the Re-Served Trial
11 Subpoena (hereinafter, "Motion to Quash the Re-Served Trial Subpoena");

12 WHEREAS, the Defendants and non-party TI desire to resolve the dispute regarding the
13 Trial Subpoena and the Re-Served Trial Subpoena before September 23, 2013, the first day of
14 trial and the date on which non-party TI is commanded to appear in the U.S. District Court,
15 Northern District of California, San Jose Division, California;

16 WHEREAS, the requested modification to the hearing date and the expedited briefing
17 schedule will not impact the schedule for the above captioned cases;

18 WHEREAS, the Defendants and non-party TI have not collectively sought any
19 modification to the schedule prior to this stipulated request;

20 NOW, THEREFORE, the Defendants and non-party TI stipulate as follows and, pursuant
21 to Civ. L. R. 6-2, jointly move to enter the following subject to the approval of the Court:

22 1. That the Court hear arguments on TI's Motion to Quash the Trial Subpoena and
23 TI's Motion to Quash the Re-Served Trial Subpoena on Tuesday, September 17, 2013 at 10:00
24 AM, or as soon thereafter as is practicable at the convenience of the Court;

25 2. That the Defendants' response to the Motion to Quash the Trial Subpoena and the

26 ¹ TI disputes that the subpoena served on TI on September 10, 2013 is a re-service of the
27 subpoena served initially on August 20, 2013. TI maintains that the subpoena served on
28 September 10, 2013 is a different subpoena that was issued on September 9, 2013 and served on
TI the next day.

1 Motion to Quash the Re-Served Trial Subpoena is due Friday, September 13, 2013;

2 3. That TI's reply is due Monday, September 16, 2013;

3
4 Dated: September 12, 2013

5
6 Respectfully Submitted,

7 **COVINGTON & BURLING LLP**

AGILITY IP LAW, LLP

8 By: /s/ Anupam Sharma

By: /s/ Irvin E. Tyan

9 Anupam Sharma
Robert T. Haslam

James C. Otteson
Thomas T. Carmack
Philip W. Marsh
Irvin E. Tyan

10 *Attorneys for Non-Party TEXAS*
11 *INSTRUMENTS INCORPORATED*

Attorneys for Defendants
TECHNOLOGY PROPERTIES LIMITED and
ALLIACENSE LIMITED

13 **KIRBY NOONAN LACE & HOGE**

14 By: /s/ Charles T. Hoge
15 Charles T. Hoge

16 *ATTORNEYS FOR DEFENDANT*
17 *PATRIOT SCIENTIFIC CORPORATION*

ECF CERTIFICATION

Pursuant to Civil Local Rule 5-1, I attest that concurrence in the filing of this document has been obtained from the signatories listed above.

Dated: September 12, 2013

COVINGTON & BURLING LLP

/s/ Anupam Sharma

Anupam Sharma

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10 NORTHERN DISTRICT OF CALIFORNIA
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13 HTC CORPORATION, HTC AMERICA,
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18 LIMITED,

19 Defendants.

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**DECLARATION OF ANUPAM SHARMA
IN SUPPORT OF STIPULATED
REQUEST FOR ORDER CHANGING
TIME PURSUANT TO CIV. L. R. 6-2**

1
2 I, Anupam Sharma, declare:

3 1. I am an attorney with the law firm of Covington & Burling LLP and I am counsel
4 for non-party Texas Instruments Incorporated ("TI") in the above captioned matters. I submit this
5 declaration in connection with the Stipulated Request for Order Changing Time Pursuant to Civ.
6 L. R. 6-2, filed concurrently herewith. I make this Declaration based on personal knowledge and
7 if called upon would testify competently thereto.

8 2. The Defendants in the above captioned matters served a trial subpoena on TI on
9 August 20, 2013 (hereinafter, "First Trial Subpoena") commanding appearance by TI on
10 September 23, 2013 at 9:00 AM in the U.S. District Court, Northern District of California, San
11 Jose Division, California.

12 3. The Defendants served another trial subpoena on TI on September 10, 2013
13 (hereinafter, "Second Trial Subpoena") also commanding appearance by TI on September 23,
14 2013 at 9:30 AM in the U.S. District Court, Northern District of California, San Jose Division,
15 California.

16 4. TI filed a motion to quash the First Trial Subpoena on September 6, 2013
17 (hereinafter, "Motion to Quash the First Trial Subpoena"). The hearing date for the motion is
18 currently set for October 15, 2013. The responsive brief is due on September 20, 2013. The
19 reply brief is due on September 27, 2013.

20 5. TI intends to concurrently file a motion to quash the Second Trial Subpoena
21 (hereinafter, "Motion to Quash the Second Trial Subpoena"). The hearing date for the motion
22 will be after the hearing date set for the Motion to Quash the First Trial Subpoena.

23 6. Under the current schedule, the hearings for the motions to quash the First Trial
24 Subpoena and the Second Trial Subpoena will occur after the date on which TI is commanded to
25 appear for trial in the U.S. District Court for the Northern District of California. As a result, TI
26 requests modification to the hearing date and the briefing schedule for the Motion to Quash the
27 First Trial Subpoena in order to resolve the dispute before September 23, 2013. For the same
28 reason, TI also requests that the hearing date and the briefing schedule for the Motion to Quash

1 the Second Trial Subpoena coincide with the hearing date and the briefing schedule for the earlier
2 filed motion to quash.

3 7. TI has not previously sought any time modifications pertaining to the instant
4 motions to quash.

5 8. The requested modification will not impact the rest of the case schedule.

6 I declare under penalty of perjury that to the best of my knowledge the foregoing is true
7 and correct. Executed on September 12, 2013 in Redwood Shores, California.

8
9 */s/ Anupam Sharma*

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**[PROPOSED] ORDER CHANGING
HEARING TIME AND EXPEDITING
BRIEFING SCHEDULE**

ORDER

The hearing date and the briefing schedule for non-party Texas Instruments Incorporated's ("TI") motion to quash the trial subpoena issued by Defendants (filed on September 6, 2013) and motion to quash the trial subpoena issued by Defendants (filed on September 12, 2013) are modified as follows

(a) Defendants' responses to TI's motions to quash the trial subpoenas are due on Friday, September 13, 2013;

(b) TI's replies are due on Monday, September 16, 2013;

(c) The Court will hear arguments on the two motions to quash on Tuesday, September 17, 2013 at 10:00 AM

PURSUANT TO STIPULATION, IT IS SO ORDERED.

HON. PAUL SINGH GREWAL
United States Magistrate Judge