

[See Signature Page for Information on Counsel for Plaintiffs and Defendants]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ACER, INC., ACER AMERICA
CORPORATION and GATEWAY, INC.,

Plaintiffs,

v.

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

Defendants.

Case No. 5:08-cv-00877 PSG

**STIPULATION TO DEFER
SUPPLEMENTAL CLAIM CONSTRUCTION
BRIEFING AND HEARING SCHEDULE**

[RELATED CASES]

HTC CORPORATION, HTC AMERICA,
INC.,

Plaintiffs,

v.

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

Defendants.

Case No. 5:08-cv-00882 PSG

BARCO N.V., a Belgian corporation,

Plaintiff,

v.

TECHNOLOGY PROPERTIES LTD.,
PATRIOT SCIENTIFIC CORP.,
ALLIACENSE LTD.,

Defendants.

Case No. 5:08-cv-05398 PSG

1 **WHEREAS**, a case management conference before Judge Grewal took place on September
2 4, 2012 for the three above-captioned related actions;

3 **WHEREAS**, on September 14, 2012, Judge Grewal issued a case management scheduling
4 order (Docket No. 350 in *Acer et al. v. TPL et al.*, Case No. 5:08-cv-00877 PSG), in which the
5 supplemental briefing and hearing for claim construction are scheduled as follows:

- 6 • Exchange of Opening Supplemental Claim Construction Briefs: October 5, 2012
- 7 • Exchange of Responsive Supplemental Claim Construction Briefs: October 26, 2012
- 8 • Tutorial and Claim Construction Hearing: November 7, 2012

9 **WHEREAS**, counsel for Technology Properties Limited and Alliacense Limited have a
10 conflict on November 7, 2012 because of a trial in New Orleans, Louisiana;

11 **WHEREAS**, the parties met and conferred, and agreed to modify the supplemental briefing
12 and hearing schedule as follows:

- 13 • Exchange of Opening Supplemental Claim Construction Briefs: October 19, 2012
- 14 • Exchange of Responsive Supplemental Claim Construction Briefs: November 9, 2012
- 15 • Tutorial and Claim Construction Hearing: November 30, 2012

16 **WHEREAS**, the Courtroom Deputy, Mr. Oscar Rivera, advised on September 19, 2012 that
17 November 30, 2012 at 10:00 a.m. would be available for the Tutorial and Claim Construction
18 Hearing;

19 **ACCORDINGLY**, it is **HEREBY STIPULATED** by and among the parties and their
20 counsel of record that, with the Court's permission, the supplemental briefing and hearing for
21 claim construction be scheduled as follows:

- 22 • Exchange of Opening Supplemental Claim Construction Briefs: October 19, 2012
- 23 • Exchange of Responsive Supplemental Claim Construction Briefs: November 9, 2012
- 24 • Tutorial and Claim Construction Hearing: November 30, 2012

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1 Dated: September 21, 2012

K&L GATES LLP

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3
4 By: /s/ Timothy Walker
Timothy P. Walker, Esq.
Timothy.walker@klgates.com
5 Howard Chen, Esq.
Howard.chen@klgates.com
6 Harold H. Davis, Jr., Esq.
Harold.davis@klgates.com
7 Jas Dhillon, Esq.
Jas.dhillon@klgate.com
8 Jeffrey M. Ratinoff
Jeffrey.ratinoff@klgates.com
9 K&L Gates LLP
Four Embarcadero Center, Suite 1200
10 San Francisco, CA 94111
11 Phone: (415) 882-8200
12 Fax: (415) 882-8220

13 ***Attorneys for Acer, Inc., Acer America Corp.***
14 ***and Gateway, Inc.***

15 Dated: September 21, 2012

COOLEY LLP

16
17 By: /s/ Kyle Chen
18 Kyle D. Chen, Esq.
kyle.chen@cooley.com
19 Heidi L. Keefe, Esq.
hkeefe@cooley.com
20 Mark R. Weinstein, Esq.
mweinstein@cooley.com
21 Cooley LLP
3000 El Camino Real
22 Five Palo Alto Square, 4th Floor
Palo Alto, California 94306
23 Phone: (650) 843-5000
24 Fax: (650) 857-0663

25 ***Attorneys for HTC Corporation and HTC***
26 ***America, Inc.***

1 Dated: September 21, 2012

BAKER & MCKENZIE

2 By: /s/ Edward Runyan
3 Edward Runyan, Esq.
4 Edward.Runyan@bakernet.com
5 Baker & McKenzie
6 130 East Randolph Drive
7 Chicago, IL 60601
8 Phone: (312) 861-8811
9 Fax: (312) 698-2341

Attorneys for Barco, N.V.

8 Dated: September 21, 2012

AGILITY IP LAW

9 By: /s/ Brandon Baum
10 Brandon Baum
11 brandon@agilityiplaw.com
12 Agility IP Law
13 149 Commonwealth Drive, Suite 1033
14 Menlo Park, California 94025
15 Tel. 650.227.4800
16 Fax. 650-318-3483

*Attorneys for Technology Properties Ltd.
and Alliacense Ltd.*

16 Dated: September 21, 2012

KIRBY NOONAN LANCE & HOGE LLP

17 By: /s/ Charles T. Hoge
18 Charles T. Hoge, Esq.
19 choge@knlh.com
20 Kirby Noonan Lance & Hoge LLP
21 350 Tenth Avenue
22 Suite 1300
23 San Diego, CA 92101

Attorneys for Patriot Scientific Corp.

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25 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

26 Dated: _____, 2012

27 Magistrate Judge Paul S. Grewal

ATTESTATION PER GENERAL ORDER 45

I, Kyle D. Chen, am the ECF User whose ID and password are being used to file this STIPULATION TO DEFER SUPPLEMENTAL CLAIM CONSTRUCTION BRIEFING AND HEARING SCHEDULE. In compliance with General Order 45, X.B., I hereby attest that the counsel listed above have concurred with this filing.

Dated: September 21, 2012

By: /s/ Kyle D. Chen
Kyle D. Chen, Esq.

Attorneys for HTC Corporation and HTC America, Inc.

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