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Attorneys for Defendant AGIS SOFTWARE
DEVELOPMENT LLC

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

21) Case Number: 4:18-cv-06185-HSG
22)
23 ZTE (USA) INC.,) **JOINT STIPULATION AND**
24) **ORDER TO AMEND**
25 Plaintiff(s),) **SCHEDULING ORDER (DKT. 102)**
26)
27 vs.)
28)
AGIS SOFTWARE DEVELOPMENT LLC,)
Defendant(s).)

1 and September 24, 2019 deadlines by one week for serving the respective amended Infringement
2 Contentions and amended Invalidity Contentions.¹

3 **WHEREAS**, on September 4, 2019, the Parties further agreed to extend the deadlines for
4 the Exchange of Expert Declarations in Support of the Claim Construction from September 6,
5 2019 to October 21, 2019 and November 4, 2019 for each respective Opening Claim
6 Construction Brief; and the Parties agreed to extend the Completion of Claim Construction
7 Discovery from October 21, 2019 to December 6, 2019.

8 **WHEREAS**, to allow the Parties time to resolve their discovery disputes as agreed
9 during the August 15, 2019 conference, and to submit expert declarations with each Parties'
10 respective claim construction brief, the Parties have agreed that good cause exists to extend the
11 deadlines as described below;²

12 **IT IS HEREBY STIPULATED AND AGREED**, by and between Plaintiff and
13 Defendant, through their respective undersigned counsel, that AGIS Software will serve
14 amended Infringement Contentions by September 10, 2019; ZTE will serve amended Invalidity
15 Contentions by October 1, 2019; and the following upcoming deadlines set forth in Scheduling
16 Order (Dkt. 102) be modified as follows:
17

Event	Previous Deadlines	Amended Deadlines
Joint Claim Construction and Prehearing Statement	September 6, 2019	September 6, 2019 (same)
Exchange Expert Declarations in Support of Claim Construction, if Any	September 6, 2019	October 21, 2019 for Opening Claim Construction Brief and November 4, 2019 for Responsive Claim Construction Brief
Responsive Damages Contentions	September 13, 2019 (same)	September 13, 2019 (same)
Complete Claim Construction	October 7, 2019	December 6, 2019

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26 ¹ The Parties intend to file an update to the to the August 20, 2019 Joint Letter to Magistrate Judge Spero (Dkt. 101) informing the Court of the parties' agreement to amend these deadlines.

27 ² The Parties note that, as Defendant's Motion to Dismiss (Dkt. 41) is still pending, Defendant
28 AGIS Software has not yet filed an answer to Plaintiff ZTE's complaint or alleged infringement against ZTE.

1	Discovery		
2	Submit Opening Claim Construction Brief	October 21, 2019	October 21, 2019 (same)
3	Submit Responsive Claim Construction Brief	November 4, 2019	November 4, 2019 (same)
4	Submit Reply Claim Construction Brief	November 11, 2019	November 11, 2019 (same)
5	Claim Construction Hearing	December 18, 2019; 1:00 p.m.	December 18, 2019; 1:00 p.m. (same)
6			
7			

8 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

9
10 Dated: September 4, 2019

Respectfully submitted,

11 Bradford C. Schulz

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Attorneys for Plaintiff
ZTE (USA) Inc.

Dated: September 4, 2019

Respectfully submitted,

/s/ Sarah G. Hartman

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