

1 **JOINT STIPULATION AND [PROPOSED] ORDER TO AMEND SCHEDULING ORDER**

2 Pursuant to Federal Rule of Civil Procedure 16(b), Civil Local Rules 6-2 and 7-12, and the
3 Court's Scheduling Order (Dkt. 63), Plaintiff ZTE (USA) Inc. ("ZTE") and Defendant AGIS
4 Software Development LLC ("AGIS Software") (collectively, the "Parties"), hereby stipulate and
5 agree as follows:

6 **WHEREAS**, on April 4, 2019, to allow sufficient time for the Parties to complete mediation,
7 the Court granted the Parties' request to extend the ADR deadline from April 17, 2019 to June 21,
8 2019 (Dkt. 56);

9 **WHEREAS**, on April 15, 2019, the Court signed and entered the Scheduling Order (Dkt.
10 63), which modified the previous Scheduling Order and set the following forthcoming deadlines:

Event	Dates
Plaintiff's Invalidation Contentions	May 20, 2019
Plaintiff's Production	May 20, 2019
Exchange Proposed Claim Terms	June 3, 2019
Exchange Preliminary Claim Constructions and Extrinsic Evidence	June 24, 2019
Damages Contentions	July 1, 2019
Joint Claim Construction and Prehearing Statement	July 3, 2019
Exchange Expert Declarations in Support of Claim Construction, if Any	July 3, 2019
Responsive Damages Contentions	July 29, 2019
Complete Claim Construction Discovery	August 5, 2019
Submit Opening Claim Construction Brief	August 20, 2019
Submit Responsive Claim Construction Brief	September 3, 2019
Submit Reply Claim Construction Brief	September 10, 2019
Claim Construction Hearing	October 2, 2019; 1:00 p.m.

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25 **WHEREAS**, to allow the Parties time to confer regarding the Parties' discovery disputes, the
26 Parties have agreed that good cause exists for a two-week extension of the May 20, 2019 deadline
27 above and for a one-week extension of the June 3, 2019 deadline above;

28 **WHEREAS**, these two extensions would not affect any other aspect of the above schedule

1 **IT IS HEREBY STIPULATED AND AGREED**, by and between Plaintiff and Defendant,
 2 through their respective undersigned counsel, that the upcoming deadlines set forth in the Scheduling
 3 Order (Dkt. 63) be modified as follows:

Event	Previous Dates	Amended Dates
Plaintiff's Invalidation Contentions	May 20, 2019	June 3, 2019
Plaintiff's Production	May 20, 2019	June 3, 2019
Exchange Proposed Claim Terms	June 3, 2019	June 10, 2019
Exchange Preliminary Claim Constructions and Extrinsic Evidence	June 24, 2019	June 24, 2019 (same)
Damages Contentions	July 1, 2019	July 1, 2019 (same)
Joint Claim Construction and Prehearing Statement	July 3, 2019	July 3, 2019 (same)
Exchange Expert Declarations in Support of Claim Construction, if Any	July 3, 2019	July 3, 2019 (same)
Responsive Damages Contentions	July 29, 2019	July 29, 2019 (same)
Complete Claim Construction Discovery	August 5, 2019	August 5, 2019 (same)
Submit Opening Claim Construction Brief	August 20, 2019	August 20, 2019 (same)
Submit Responsive Claim Construction Brief	September 3, 2019	September 3, 2019 (same)
Submit Reply Claim Construction Brief	September 10, 2019	September 10, 2019 (same)
Claim Construction Hearing	October 2, 2019; 1:00 p.m.	October 2, 2019; 1:00 p.m. (same)

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

21
 22 Dated: May 16, 2019

Respectfully submitted,

23 /s/ Michael Liu Su

Michael Liu Su (Cal. Bar No. 300590)

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Attorneys for Plaintiff
ZTE (USA) INC.

Dated: May 16, 2019

Respectfully submitted,

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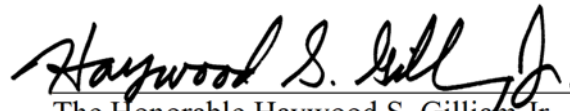
ATTESTATION

I, Michael Liu Su, hereby attest that concurrence in the filing of this document has been obtained from each of the other Signatories indicated by a confirmed signature (/s/) within this e-filed document.

/s/ Michael Liu Su
Michael Liu Su

PURSUANT TO STIPULATION, IT IS SO ORDERED,

Dated: May 17, 2019



The Honorable Haywood S. Gilliam Jr.
U.S. District Court Judge
Northern District of California