

1 Frank E. Scherkenbach (SBN 142549 /  
scherkenbach@fr.com)  
2 Adam J. Kessel (Admitted *pro hac vice* /  
kessel@fr.com)  
3 Jeffrey Shneidman (Admitted *pro hac vice* /  
shneidman@fr.com)  
4 FISH & RICHARDSON P.C.  
5 One Marina Park Drive  
Boston, MA 02210  
6 Tel: (617) 542-5070 | Fax : (617) 542-8906

7 Michael R. Headley (SBN 220834 /  
headley@fr.com)  
8 FISH & RICHARDSON P.C.  
9 500 Arguello Street, Suite 400  
Redwood City, CA 94063  
10 Tel: (650) 839-5070 | Fax: (650) 839-5071

11 Attorneys for Plaintiffs  
12 BYTEDANCE LTD., BYTEDANCE INC.  
TIKTOK INC., and TIKTOK PTE. LTD.

M. Elizabeth Day (SBN 177125)  
eday@feinday.com  
Marc Belloli (SBN 244290)  
mbelloli@feinday.com  
FEINBERG DAY KRAMER ALBERTI  
LIM TONKOVICH & BELLOLI LLP  
577 Airport Blvd., Suite 250  
Burlingame, CA. 94010  
Tel: 650 825-4300 | Fax 650 460-8443

Brian N. Platt (Admitted *pro hac vice*)  
bplatt@wnlaw.com  
Brent P. Lorimer (Admitted *pro hac vice*)  
blorimer@wnlaw.com  
WORKMAN NYDEGGER  
60 East South Temple Suite 1000  
Salt Lake City, UT 84111  
Tel: 801-533-9800 | Fax 801-328-1707

Attorneys for Defendant  
TRILLER, INC.

14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA  
16 (OAKLAND DIVISION)

17 BYTEDANCE LTD., BYTEDANCE INC.  
18 TIKTOK INC., and TIKTOK PTE. LTD.,

19 Plaintiffs,

20 v.

21 TRILLER, INC.,

22 Defendant.  
23

Case No. 4:20-cv-7572-JSW

**JOINT STIPULATION AND ~~PROPOSED~~  
ORDER EXTENDING DEADLINE FOR  
PLAINTIFFS TO FILE OPPOSITION TO  
TRILLER'S MOTION TO STAY AND  
STAYING PATENT LOCAL RULES  
DEADLINES AND DISCOVERY  
PENDING RESOLUTION OF THE  
MOTION TO STAY  
AS MODIFIED HEREIN**

1 Plaintiffs ByteDance Ltd., ByteDance Inc., TikTok Inc., and TikTok Pte. Ltd (“Plaintiffs”)  
2 and Defendant Triller, Inc. (“Defendant” or “Triller”) hereby stipulate pursuant to Local Rule 6-2,  
3 subject to the approval of the Court, to extend by two weeks the date for Plaintiffs to file their  
4 response to Triller’s motion to stay, currently due November 29, 2021, up through and including  
5 December 13, 2021. This extension would make Triller’s reply brief due December 20, well in  
6 advance of the hearing on Triller’s motion to stay, which is currently scheduled for January 7, 2022.

7 Moreover, pending resolution of the motion to stay, the parties hereby stipulate, subject to  
8 the approval of the Court, to stay the next Patent Local Rules deadlines in sequence, with the next  
9 deadlines under the Patent Local Rules to be set for two weeks after the Court rules on Triller’s  
10 motion to stay, if the Court denies the motion to stay. In particular, this stay would apply to  
11 Plaintiff’s opening damages contentions (currently due Dec. 1) and the parties’ joint submission of a  
12 Joint Claim Construction and Prehearing Statement and associated disclosures under Patent Local  
13 Rule 4-3 (currently due Dec. 13). The parties also agree to stay discovery during this period.

14 The parties certify that this extension is not being sought for the purposes of delay, and that  
15 this brief extension will not meaningfully delay or otherwise impact these proceedings, as the  
16 hearing on Defendant’s motion to stay is not scheduled until January 7, 2022, the hearing on  
17 Defendant’s motion to dismiss is not scheduled until January 28, 2022, and there is no claim  
18 construction hearing on calendar at this time. This two-week extension is being sought in view of  
19 the Thanksgiving holidays and Plaintiffs’ counsel’s preparations for an upcoming trial in another  
20 matter.

21 The only prior extensions of time in this case were a stipulated extension of time for  
22 Defendant to answer or otherwise respond to the First Amended Complaint (Dkt. No. 19), a  
23 stipulated extension of time extending the briefing schedule on Defendant’s motion to dismiss (Dkt.  
24 No. 38), and a stipulated extension of time for the hearing on Defendant’s motion to dismiss (Dkt.  
25 No. 68).

1 Dated: November 24, 2021

Dated: November 24, 2021

2 FISH & RICHARDSON P.C.

WORKMAN NYDEGGER

3  
4 /s/Michael R. Headley

/s/Brian N. Platt

Michael R. Headley

Brian N. Platt

5  
6 Attorneys for Plaintiffs  
BYTEDANCE LTD., BYTEDANCE INC.  
TIKTOK INC., and TIKTOK PTE. LTD.

Attorneys for Defendant  
TRILLER, INC.

8 I hereby attest under penalty of perjury that concurrence in the filing of this document has  
9 been obtained from counsel for Defendant.

10 Dated: November 24, 2021

FISH & RICHARDSON P.C.

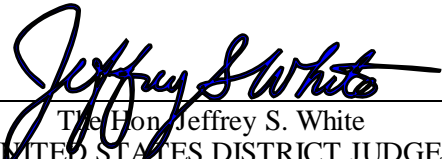
11  
12  
13 By: /s/ Michael R. Headley

Michael R. Headley

14 Attorneys for Plaintiffs  
15 BYTEDANCE LTD., BYTEDANCE INC.  
16 TIKTOK INC., and TIKTOK PTE. LTD.

17 **PURSUANT TO THE STIPULATION, IT IS SO ORDERED.** The Court RESERVES the right to  
18 continue the hearing date.

19 Dated: November 24, 2021

20   
21 The Hon. Jeffrey S. White  
UNITED STATES DISTRICT JUDGE