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6 LAM RESEARCH CORP.

Attorneys for Defendant  
DANIEL L. FLAMM

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 LAM RESEARCH CORP.,  
12 Plaintiff,

13 vs.

14 DANIEL L. FLAMM,  
15 Defendant.

) Case No. 5:15-cv-01277-BLF  
)  
) ~~PROPOSED~~ ORDER APPROVING  
) STIPULATION EXTENDING TIME FOR  
) PLAINTIFF TO RESPOND TO  
) DEFENDANT'S MOTION TO DISMISS,  
) DKT. NO. 24, AND RESCHEDULING  
) HEARING DATE  
) DEMAND FOR JURY TRIAL

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1 Pursuant to Civil L.R. 6-2, Plaintiff Lam Research Corporation ("Lam"), and Defendant  
2 Daniel L. Flamm ("Flamm"), through their undersigned counsel, hereby agree and stipulate as  
3 follows:

4 WHEREAS Lam filed the complaint in the above-captioned case on March 18, 2015, Dkt.  
5 No. 1 ("the Complaint");

6 WHEREAS, on May 15, 2015, counsel for Lam effectuated service of the Complaint,  
7 Summons, and documents required by Civil L.R. 4-2 on counsel for Flamm through electronic  
8 mail;

9 WHEREAS, on May 22, 2015, this Court entered an Order Approving Stipulation to  
10 Extend Time for Defendant to Answer Complaint and to Continue Case Management Conference;  
11 Setting Initial Case Management Conference and ADR Deadlines;

12 WHEREAS, the Court's May 22, 2015 order approved, *inter alia*, the parties' stipulation to  
13 extend the time for Flamm to answer the Complaint to July 14, 2015;

14 WHEREAS, on July 14, 2015, this Court entered an Order Approving Stipulation to  
15 Extend Time for Defendant to answer the Complaint;

16 WHEREAS, the Court's July 14, 2015 order approved the parties' stipulation to extend the  
17 time for Flamm to answer the Complaint to July 21, 2015;

18 WHEREAS, the Court's July 14, 2015 order did not alter any other deadlines in the  
19 schedule, including those set by the Court's Order of May 22, 2015;

20 WHEREAS, Flamm has not answered the Complaint as of the filing of this stipulation;

21 WHEREAS, on July 21, 2015, Flamm filed a motion captioned "Motion and Memorandum  
22 In Support of Motion to Dismiss or, in the Alternative, for a More Definite Statement," ("Motion  
23 to Dismiss"), Dkt. No. 24;

24 WHEREAS, under Civil L.R. 7-3, the deadline for Lam to file an opposition to the Motion  
25 to Dismiss is August 4, 2015, and the deadline for Flamm to file a reply in support of the Motion  
26 to Dismiss is August 11, 2015;

27 WHEREAS, the hearing date for the Motion to Dismiss is currently scheduled for  
28 September 17, 2015;

1 WHEREAS, pursuant to Civil L.R. 6-2, the parties conferred, agreed and stipulated to ask  
2 the Court to extend the deadline for Lam to file an opposition to the Motion to Dismiss to  
3 September 1, 2015;

4 WHEREAS, pursuant to Civil L.R. 6-2, the parties conferred, agreed and stipulated to ask  
5 the Court to extend the deadline for Flamm to file a reply in support of the Motion to Dismiss to  
6 September 15, 2015;

7 WHEREAS, pursuant to Civil L.R. 6-2, the parties conferred, agreed and stipulated to ask  
8 the Court to reschedule the hearing date for the Motion to Dismiss to November 12, 2015 because  
9 Lam's counsel is not available to attend the hearing on September 17, 2015;

10 WHEREAS, the parties' requested time modification does not affect any other deadline in  
11 the schedule, including those set by the Court's Order of May 22, 2015;

12 NOW THEREFORE, pursuant to Civil L.R. 6-2 and 7-12, Lam and Flamm, by and  
13 through their respective counsel of record, HEREBY STIPULATE AS FOLLOWS:

14 The deadline for Lam to file an opposition to the Motion to Dismiss shall be extended to  
15 September 1, 2015, the deadline for Lam to file a reply in support of the Motion to Dismiss shall  
16 be extended to September 15, 2015, and the hearing for the Motion to Dismiss shall be  
17 rescheduled to November 12, 2015.

18 **IT IS SO STIPULATED**

19 Dated: July 27, 2015

20 Respectfully submitted,

21 IRELL & MANELLA LLP

22 By: /s/ Talin Gordnia  
23 Talin Gordnia

24 Morgan Chu (70446) (mchu@irell.com)  
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Attorneys for Plaintiff Lam Research Corp.

1 Dated: July 27, 2015

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Respectfully submitted,

STADHEIM & GREAR, LTD.

By: /s/ George Summerfield (by permission)  
George Summerfield

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**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: July 27, 2015, 2015 By:   
BETH LABSON FREEMAN  
UNITED STATES DISTRICT JUDGE