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11 [ADDITIONAL ATTORNEYS LISTED ON  
SIGNATURE PAGE]

12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14 SAN JOSE DIVISION

16 IN RE PERSONALWEB TECHNOLOGIES,  
17 LLC, ET AL., PATENT LITIGATION

CASE NO.: 5:18-md-02834-BLF

18 **JOINT STIPULATION EXTENDING**  
19 **TIME FOR DEFENDANT TO RESPOND**  
20 **TO COMPLAINT**

21 PERSONALWEB TECHNOLOGIES, LLC,  
ET AL.,

Case No.: 3:18-cv-04625-JCS

22 Plaintiffs,

23 v.

24 KONGREGATE, INC., a Delaware corporation,

25 Defendant.  
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27  
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1 The undersigned parties (the “parties”) hereby stipulate and recite as follows:

2 WHEREAS, pursuant to the United States Judicial Panel on Multidistrict Litigation (“JPML”)  
3 Rules 6.2(d), 7.1(a), and 7.2(a), the parties agree that this lawsuit is a tag-along action to a larger  
4 multidistrict litigation proceeding in the Northern District of California, referred to as *In re*  
5 *PersonalWeb Technologies, LLC et al., Patent Litigation*, Case No. 18-md-02834-BLF (the “MDL”)<sup>1</sup>;

6 WHEREAS, on July 13, 2018, the MDL court issued an Order granting a joint stipulation  
7 continuing the Preliminary Case Management Conference in the MDL (MDL, Dkt. No. 26, the  
8 “Continued CMC Order”);

9 WHEREAS, as part of the Continued CMC Order, the MDL court permitted the parties in the  
10 MDL to file a stipulation extending any defendant’s deadline to respond to the complaint up to a date  
11 that is two weeks after the Preliminary Case Management Conference without obtaining a court order  
12 (*Id.*);

13 WHEREAS, on July 18, 2018, the MDL court issued an Order setting the Preliminary Case  
14 Management Conference for September 20, 2018 (MDL, Dkt. No. 28, the “Reset CMC Order”);

15 WHEREAS, two weeks after the MDL’s September 20, 2018 Preliminary Case Management  
16 Conference is October 4, 2018;

17 WHEREAS, pursuant to a stipulation that was then made part of the Continued CMC Order  
18 (Dkt. No. 26) and the Reset CMC Order (Dkt. No. 28), all cases that are part of the MDL are stayed  
19 until September 20, 2018;

20 WHEREAS, the parties agree to join in the preparation of the Preliminary Case Management  
21 Conference Statement in the MDL, currently due one week before the MDL’s Preliminary Case  
22 Management Conference on September 13, 2018;

23 WHEREAS, the parties further agree to attend and participate in the MDL’s Preliminary Case  
24 Management Conference currently scheduled for September 20, 2018;

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28 <sup>1</sup> Despite agreeing that this is a tag-along action, Kongregate, Inc. expressly reserves its right to seek a stay.

1 WHEREAS, Kongregate, Inc.'s ("Kongregate") current response deadline is August 27, 2018,  
2 and Kongregate has requested, and PersonalWeb Technologies, LLC and Level 3 Communications,  
3 LLC (collectively, "PersonalWeb") have agreed, to an extension of time up to and including October  
4 4, 2018 for Kongregate to file an answer or otherwise respond to PersonalWeb's Complaint;

5 THE PARTIES HEREBY STIPULATE and jointly request that Kongregate shall have up to  
6 and including October 4, 2018 to submit an answer or otherwise respond to the Complaint.

7  
8  
9 Dated: August 23, 2018

Respectfully submitted,

10  
11 **STUBBS ALDERTON**  
12 **& MARKILES, LLP**

13 By: /s/ Michael A. Sherman

14 Michael A. Sherman  
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20 Dated: August 23, 2018

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TECHNOLOGIES, LLC, a Texas  
limited liability company

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Dated: August 23, 2018

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Dated: August 23, 2018

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