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17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA
 19 SAN JOSE DIVISION

20 IN RE: PERSONAL WEB TECHNOLOGIES,
 LLC ET AL., PATENT LITIGATION

Case No. 5:18-md-02834-BLF

22 PERSONALWEB TECHNOLOGIES, LLC and
 23 LEVEL 3 COMMUNICATIONS, LLC,

Case No.: 5-18-cv-05198-BLF

24 Plaintiffs,

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER EXTENDING
 TIME FOR DEFENDANT TO
 RESPOND TO COMPLAINT**

25 v.

26 CURIOUS.COM, INC.,

27 Defendant.

28

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

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

7 WHEREAS, on July 13, 2018, the MDL court issued an Order granting a joint
8 stipulation continuing the Preliminary Case Management Conference in the MDL (Dkt. 26, the
9 “Continued CMC Order”);

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

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

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

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

21 WHEREAS, on August 15, 2018, the JPML issued a conditional transfer order to
22 transfer this lawsuit to the MDL court (*In re PersonalWeb Technologies, LLC et al., Patent*
23 *Litigation*, MDL No. 2834, Dkt. 140);

24 WHEREAS, on August 23, 2018, the MDL Court entered the conditional transfer order
25 to transfer this lawsuit to the Northern District of California (MDL Dkt. No. 44);

26 WHEREAS, this lawsuit was transferred to the MDL Court on August 24, 2018 (Dkt. 7);

27 WHEREAS, the parties agree to join in the preparation of the Preliminary Case
28 Management Conference Statement in the MDL, currently due one week before the MDL’s

1 Preliminary Case Management Conference on September 13, 2018;

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

4 WHEREAS, Curious.com, Inc.'s ("Curious.com") deadline to respond to PersonalWeb's
5 Complaint was August 23, 2018;

6 WHEREAS, Curious.com has requested, and PersonalWeb Technologies, LLC and Level
7 3 Communications, LLC (collectively, "PersonalWeb") have agreed, to an extension of time up
8 to and including October 4, 2018 for Curious.com to file an answer or otherwise respond to
9 PersonalWeb's Complaint;

10 WHEREAS the parties preserve all rights and defenses;

11 THE PARTIES HEREBY STIPULATE and jointly request that Curious.com shall have
12 up to and including October 4, 2018 to submit an answer or otherwise respond to the Complaint.

13 Respectfully submitted,

14 Dated: August 27, 2018

FENWICK & WEST LLP

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16 By: /s/J. David Hadden

J. David Hadden
Attorneys for Defendant
CURIOUS.COM, INC.

17
18 Dated: August 27, 2018

STUBBS ALDERTON MARKILES, LLP

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20 By: /s/Michael A. Sherman

Michael A. Sherman
Attorneys for Plaintiff
PERSONALWEB TECHNOLOGIES, LLC

21
22 Dated: August 27, 2018

DAVID D. WIER


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24 By: /s/David D. Wier

David D. Wier
Attorneys for Plaintiff
LEVEL 3 COMMUNICATIONS, LLC

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1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

2 Dated: August 28, 2018

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4 _____
5 Honorable Beth Labson Freeman
6 United States District Judge

7 **ATTESTATION**

8 Counsel for Curious.com, Inc. hereby attests by his signature below that concurrence in the
9 filing of this document was obtained from counsel for PersonalWeb and Level 3.

10 Dated: August 27, 2018

FENWICK & WEST LLP

11 /s/ J. David Hadden
12 J. David Hadden
13 Attorney for Defendant
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