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24 UNITED STATES DISTRICT COURT
25 NORTHERN DISTRICT OF CALIFORNIA
26 SAN FRANCISCO DIVISION

27 INTRI-PLEX TECHNOLOGIES, INC.,

28 Plaintiff,

v.

NHK INTERNATIONAL CORPORATION; NHK
SPRING CO., LTD.; OGAKI SEIKO CO., LTD.;
AND SEIKO HIGH TEC CORP.

Defendants.

Case No. 3:17-cv-01097-EMC

**STIPULATION AND ~~PROPOSED~~
ORDER AMENDING SECOND
AMENDED CASE MANAGEMENT AND
PRETRIAL ORDER FOR JURY TRIAL**

STIPULATION AND ~~PROPOSED~~ ORDER
AMENDING SECOND AMENDED CASE
MANAGEMENT AND PRETRIAL ORDER

CASE No. 3:17-cv-01097-EMC

1 WHEREAS, the Court issued a Second Amended Case Management and Pretrial Order
2 for Jury Trial on September 27, 2018 (D.I. 140), as amended on November 9, 2018 (D.I. 150),
3 November 21, 2018 (D.I. 153), February 22, 2019 (D.I. 175), May 16, 2019 (D.I. 219), and July
4 29, 2019 (D.I. 250);

5 WHEREAS, the deadline for the Joint Pretrial Conference Statement is August 6, 2019,
6 the Final Pretrial Conference is August 13, 2019, and Trial begins on September 9, 2019;

7 WHEREAS, pursuant to L.R. 6-2(a)(1), Plaintiff Intri-Plex Technologies, Inc. (“IPT”)
8 and Defendants NHK International Corporation, NHK Spring Co., Ltd., Ogaki Seiko Co., Ltd.,
9 and Seiko High Tec Corp. (collectively “Defendants”) state that the parties have reached an
10 agreement in principle to settle this action in its entirety (*see* D.I. 240) and are working to
11 finalize definitive settlement documents. The settlement involves two cases and multiple
12 international parties raising complex international tax issues and, therefore, finalizing the
13 documentation is taking longer than previously expected. The parties have submitted the
14 required documentation to the relevant tax authority, and are awaiting issuance of the necessary
15 forms to resolve the international tax issue. The parties are working diligently to finalize the
16 documentation and expect the settlement documents to be finalized shortly. Thereafter, the
17 parties will file a stipulation and proposed order of dismissal of all claims, with prejudice and
18 without costs to either party. In light of this agreement, the parties respectfully request that the
19 Court amend the due date for the Joint Pretrial Conference Statement by two weeks;

20 WHEREAS, pursuant to L.R. 6-2(a)(2), the parties state that IPT previously filed an
21 administrative motion regarding time to file a consent or declination to proceed before a
22 magistrate judge (D.I. 17); the parties previously extended by stipulation (i) the time for
23 Defendants to answer or otherwise move in response to the complaint (D.I. 19), (ii) the time for
24 the Claim Construction briefing (D.I. 68), and (iii) the time for summary judgment briefing and
25 associated hearing schedule (D.I. 96); the Court issued an Amended Case Management and
26 Pretrial Order for Jury Trial (D.I. 135) and a Second Amended Case Management and Pretrial
27 Order for Jury Trial (D.I. 140); the Court issued an Order Amending the Second Case
28 Management and Pretrial Order for Jury Trial (D.I. 150), another Order Amending the Second

STIPULATION AND ~~PROPOSED~~ ORDER
AMENDING SECOND AMENDED CASE

1 Case Management and Pretrial Order for Jury Trial (D.I. 153), another Order Amending the
 2 Second Amended Case Management and Pretrial Order for Jury Trial (D.I. 175), another Order
 3 Amending the Second Amended Case Management and Pretrial Order for Jury Trial (D.I. 219),
 4 and another Order Amending the Second Amended Case Management and Pretrial Order for
 5 Jury Trial (D.I. 250); and the Court issued six Orders Amending Briefing Schedule and Hearing
 6 for Defendants' request for discovery sanctions (D.I. 190, D.I. 209, D.I. 242, D.I. 245, D.I. 248,
 7 and D.I. 252) but that no other time modifications have been made in the case; and

8 WHEREAS, pursuant to L.R. 6-2(a)(3), the parties state that they believe the requested
 9 time modification will require moving the Final Pretrial Conference and Trial dates;

10 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, subject to the
 11 approval of the Court, that the Order Amending the Second Amended Case Management and
 12 Pretrial Order for Jury Trial (D.I. 250) is amended as follows:

Event	Current Date	New Date
Joint Pretrial Conference Statement	August 6, 2019	August 28, 2019
Final Pretrial Conference	August 13, 2019	At the Court's convenience
Trial	September 9, 2019	At the Court's convenience

17 DATED: August 6, 2019

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 AMENDING SECOND AMENDED CASE

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DATED: August 6, 2019

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STIPULATION AND ~~PROPOSED~~ ORDER
AMENDING SECOND AMENDED CASE

ATTESTATION OF CONCURRENCE IN FILING

Pursuant to the Northern District of California’s Local Rule 5-1(i)(3), I attest that all signatories listed, and on whose behalf the filing is submitted, concur in the filing’s content and have authorized the filing.

DATED: August 6, 2019

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