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Attorneys for Defendants  
COOLER MASTER CO., LTD. and  
CMI USA, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

AAVID THERMALLOY LLC,  
  
Plaintiff,  
  
v.  
  
COOLER MASTER CO., LTD. and  
CMI USA, INC.,  
  
Defendants.

Case No. 4:17-cv-05363-JSW

**JOINT STIPULATED REQUEST  
FOR RELIEF FROM CASE  
MANAGEMENT SCHEDULE AND  
[PROPOSED] ORDER**

**JURY TRIAL DEMANDED**

Pursuant to Civil Local Rules 7-12 and 16-2 and Judge White's Civil Standing Order and Order Setting Case Management Conference and Requiring Joint Case Management Conference Statement (Dkt. 9), Plaintiff Aavid Thermalloy LLC (hereinafter "Plaintiff") and Defendants Cooler Master Co., Ltd. and CMI USA, Inc. (hereinafter "Defendants") (collectively, the "Parties") stipulate to and respectfully request the Court's permission for the following:

Defendants will each waive service of the Complaint for Patent Infringement filed September 15, 2017 (Dkt. 1) ("Complaint") and will each answer or otherwise respond to the Complaint on or before February 1, 2018.

The Parties have been actively engaged in discussions to resolve this case, and believe it would conserve judicial and party resources if, with the Court's permission, the Initial Case Management Conference currently scheduled for December 15, 2017 and the related deadlines could be rescheduled to dates after February 1, 2018. Accordingly, pursuant to Civil Local Rule 16-2(d), the Parties respectfully propose the following revised case management schedule:

Current Date	Proposed Date	Event	Governing Rule
9/15/2017		Complaint Filed	
	2/1/2018	Last day to answer or otherwise respond to Complaint	FRCivP 12
11/27/2017	2/5/2018	Last day to:	FRCivP 26(f) & ADR L.R. 3-5
		• meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan	
		• file ADR Certification signed by Parties and counsel (form available at <a href="http://www.cand.uscourts.gov">http://www.cand.uscourts.gov</a> )	Civil L.R. 16-8(b) & ADR L.R. 3-5(b)
		• file either Stipulation to ADR Process or Notice of Need for ADR Phone Conference <a href="http://www.adr.cand.uscourts.gov">http://www.adr.cand.uscourts.gov</a> (form available at <a href="http://www.cand.uscourts.gov">http://www.cand.uscourts.gov</a> )	Civil L.R. 16-8(b) & ADR L.R. 3-5(b)
12/8/2017	2/16/2018	Last day to file Rule 26(f) Report, complete initial disclosures or state objection in Rule 26(f) Report and file Case Management Statement per Standing Order re Contents of Joint Case Management Statement (also available at <a href="http://www.cand.uscourts.gov">http://www.cand.uscourts.gov</a> )	FRCivP 26(a)(1) Civil L.R. 16-9

Current Date	Proposed Date	Event	Governing Rule
12/15/2017	2/23/2018	INITIAL CASE MANAMGENET CONFERENCE (CMC) at 11:00 AM in Courtroom 5, 2nd Floor Ronald Dellums Federal Building 1301 Clay Street Oakland, CA 94612	Civil L.R. 16-10

By his signature below, counsel for Defendants attests that counsel for Plaintiff concurs in the filing of this document.

Dated: November 14, 2017

Respectfully submitted,

SINGULARITY LLP  
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By: /s/ Frank L. Bernstein  
Frank L. Bernstein

Attorneys for Plaintiff  
AAVID THERMALLOY LLC

Dated: November 14, 2017

Respectfully submitted,

COOLEY LLP  
KYLE D. CHEN

By: /s/ Kyle D. Chen  
Kyle D. Chen

Attorneys for Defendants  
COOLER MASTER CO., LTD. and  
CMI USA, INC.

**[PROPOSED] ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: November \_\_, 2017

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The Honorable Jeffrey S. White  
United States District Judge  
Northern District of California