1 2	Bruce J. Wecker (SBN 078530) Christopher L. Lebsock (SBN 184546) HAUSFELD LLP	Joseph R. Re (Bar No. 134479) Stephen C. Jensen (Bar No. 149894) Irfan A. Lateef (Bar No. 204004)
3	44 Montgomery St. Suite 3400 San Francisco, CA 94104	Brian C. Claassen (Bar No. 253627) KNOBBE, MARTENS, OLSON
4	Tel: (415) 633 – 1908 Fax: (415) 358 – 4980	& BEAR, LLP 2040 Main Street,
5	bwecker@hausfeldllp.com clebsock@hausfeldllp.com	Fourteenth Floor Irvine, CA 92614
6	ROBERT J. YORIO (SBN 93178) CARR & FERREL LLP	Phone: (949) 760-0404 Facsimile: (949) 760-9502
7	120 Constitution Drive Menlo Park, CA 94025	joseph.re@knobbe.com stephen.jensen@knobbe.com
8	Tel: (650) 812 – 3400 Fax: (65) 812 – 3444	irfan.lateef@knobbe.com brian.claassen@knobbe.com
9	Attorneys for Plaintiff, Dominion Assets LLC	Attorneys for Defendants, Masimo
10	Dominion Assets LLC	Corporation and Cercacor Laboratories, Inc.
	IN THE UNITED STATES DISTRICT COURT	
11	FOR THE NORTHERN DISTRICT OF CALIFORNIA	
12	SAN JO	OSE DIVISION
13		
14	DOMINION ASSETS LLC, a Delaware limited liability company	) Case No.: 5:14-cv-03002 BLF (MEJ)
15	minica natinty company	<ul><li>Honorable Beth Labson Freeman</li><li>Magistrate Judge Maria-Elena James</li></ul>
16	Plaintiff,	JOINT STIPULATION REGARDING THE
17	VS.	) PARTIES' PROPOSED FUNCTIONS OF DISPUTED MEANS-PLUS-FUNCTION
18	MASIMO CORPORATION, a Delaware corporation, and CERCACOR	CLAIM TERMS
19	LABORATORIES, INC., a Delaware	) )
20	corporation;  Defendants.	) )
21		) )
22		.)
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Case No. 5:14-cv-03002 BLF (MEJ)

JOINT STIPULATION REGARDING PROPOSED FUNCTIONS

The Court held a claim construction hearing on February 6, 2015. At the hearing, the Court asked the parties, Plaintiff Dominion Assets LLC ("Plaintiff") and Defendants Masimo Corporation and Cercacor Laboratories, Inc. ("Defendants"), to provide the agreed upon functions for the means-plus-function claims at issue. Accordingly, the parties, through their respective attorneys of record, hereby stipulate to the functions detailed below for each respective disputed means-plus-function claim term:

CLAIM TERM	AGREED UPON FUNCTION
"data processing means adapted to (i) pretreat said first expression to minimize	(i) pretreat the first expression to minimize the influence of instrument offset and drift to
the influence of instrument offset and drift	obtain a second expression for the magnitude
to obtain a second expression for the	of the sensed radiation as a function of
magnitude of said sensed radiation as a	wavelength and (ii) perform multivariate
function of wavelength and (ii) perform	analysis of the second expression to obtain a
multivariate analysis of said second expression to obtain a value for the	value for the concentration of the analyte.
concentration of said analyte."	
('764 Patent, Claim 5)	
"data processing means is adapted to	perform multivariate analysis of the second
perform multivariate analysis of said	expression using the technique of partial
second expression using the technique of	least squares
partial least squares."	
('764 Patent, Claim 7)	
"means for calculating the concentration of	calculating the concentration of the analyte
the analyte from said detected intensity."	from the detected intensity
(2177 Detect Cleim 7)	
('177 Patent, Claim 7)	

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1	IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.
2	HAUSFELD LLP
3	
4	Dated: February 12, 2015  By: /s/ Bruce J. Wecker  Bruce J. Wecker, Esq.
5	Christopher L. Lebsock, Esq. HAUSFELD LLP
6	44 Montgomery Street
	Suite 3400 San Francisco, CA 94104
7	Telephone: (415) 633-1908 Facsimile (415) 358-4980
8	bwecker@hausfeldllp.com
9	clebsock@hausfeldllp.com
10	Attorneys for Plaintiff Dominion Assets LLC
11	
12	KNOBBE, MARTENS, OLSON & BEAR, LLP
13	Dated: February 12, 2015 By: /s/ Irfan A. Lateef
	Joseph R. Re Stephen C. Jensen
14	Irfan A. Lateef
15	Brian C. Claassen KNOBBE, MARTENS, OLSON & BEAR, LLP
16	2040 Main Street, Fourteenth Floor Irvine, CA 92614
17	Telephone: (949) 760-0404
18	Facsimile: (949) 760-9502 joseph.re@kmob.com
	stephen.jensen@kmob.com irfan.lateef@kmob.com
19	brian.claassen@kmobb.com
20	
21	Attorneys for Defendants, Masimo Corporation and Cercacor Laboratories, Inc.
22	
23	<u>ORDER</u>
	PURSUANT TO THE PARTIES' STIPULATION, IT IS SO ORDERED.
24	Parks from he assessed
25	Dated: February 17, 2015 By: / Dem Jelly / Nelman
26	HON. BETH LABSON FREEMAN UNITED STATES DISTRICT JUDGE
27	- · · ·— · · · · · · · · · · · · · · · ·

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