IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

AVERY DENNISON CORPORATION,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 10-cv-00372-GMS
	)	
3M COMPANY,	)	
	)	
Defendant.	)	
	)	

STIPULATION AND PROPOSED ORDER
TO STAY CASE PENDING REEXAMINATION OF THE PATENT-IN-SUIT

WHEREAS, the Complaint in this case was filed on May 3, 2010;

WHEREAS, on May 4, 2010, defendant 3M Company filed a petition for reexamination of United States Patent No. 7,709,071 (the "'071 patent"), which is the patent in suit in this litigation;

WHEREAS, the United States Patent and Trademark Office ("USPTO") has designated the reexamination petition for the '071 patent as Reexamination No. 95/001,351;

WHEREAS, the parties have not begun substantial litigation of this case other then the filing of the Complaint;

WHEREAS, the parties have agreed that conservation of the resources of the Court, and the party resources, would be best served by a stay of this litigation pending the reexamination of the '071 patent; now, therefore,

IT IS HEREBY STIPULATED AND AGREED, subject to the approval and order of the Court, that:

a. the case shall be stayed until the completion of Reexamination No. 95/001,351;

b. the parties shall provide the Court with a one page joint letter no later than 6 months following the entry of this Order regarding the status of Reexamination No. 95/001,351; and every 6 months thereafter until the Reexamination is completed, including the exhaustion of any applicable appeals; and

c. the parties shall promptly report to the Court upon completion of Reexamination No. 95/001,351, including the exhaustion of any appeals, and state the parties' positions as to whether a status conference or scheduling conference shall be set, and whether continued litigation of the matters set forth in the Complaint is sought.

STIPULATED AND AGREED TO BY:

/s/ Francis DiGiovanni
Francis DiGiovanni (#3189)
Connolly Bove Lodge & Hutz LLP
The Nemours Building
1007 North Orange Street
P.O. Box 2207
Wilmington, DE 19899
Tel.: (302) 658-9141
fdigiovanni@cblh.com

Attorneys for Avery Dennison Corp.

/s/ William J. Marsden Jr.
William J. Marsden, Jr. (#2247)
Fish & Richardson P.C.
222 Delaware Avenue, 17th Floor
P.O. Box 1114
Wilmington, DE 19899
Tel.: (302) 778-8401
marsden@fr.com

Attorneys for 3M Company

SO ORDERED this ____ of July, 2010,

_____
Chief United States District Judge