

NOTE: This order is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

EXTREME NETWORKS, INC.,
Plaintiff-Cross Appellant,

v.

ENTERASYS NETWORKS, INC.,
Defendant-Appellant.

2009-1325, -1346

Appeals from the United States District Court for the
Western District of Wisconsin in case no. 07-CV-229,
Chief Judge Barbara B. Crabb.

ON MOTION

Before NEWMAN, *Circuit Judge.*

ORDER

Enterasys Networks, Inc. moves to strike Part I of Ex-
treme Networks, Inc.'s reply brief and to impose sanctions
on Extreme. Extreme moves for leave to respond to the
motion to strike, with response attached.

Upon consideration thereof,

IT IS ORDERED THAT:

(1) The motion for leave to respond to the motion to strike is granted.

(2) The motion to strike and the motion for sanctions are deferred for consideration by the merits panel assigned to hear this case. A copy of Enterasys's motion, Extreme's response, and this order shall be transmitted to the merits panel assigned to hear this case.

(3) Enterasys is directed to file six copies of its motion, and Extreme is directed to file six copies of its response, within seven days of the date of filing of this order.

FOR THE COURT

JUN 18 2010

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Margaret M. Duncan, Esq.
David P. Swenson, Esq.

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FILED
U.S. COURT OF APPEALS FOR
THE FEDERAL CIRCUIT

JUN 18 2010

JAN HORBALY
CLERK