

FILED

DEC 23 2009

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

MDY INDUSTRIES, LLC,

Plaintiff-counter-defendant -
Appellant,

v.

BLIZZARD ENTERTAINMENT, INC.; et
al.,Defendants-third-party-
plaintiffs - Appellees,

v.

MICHAEL DONNELLY,

Third-party-defendant -
Appellant.

No. 09-15932

D.C. No. 2:06-cv-02555-DGC
District of Arizona,
Phoenix

ORDER

MDY INDUSTRIES, LLC,

Plaintiff-counter-defendant -
Appellee,

v.

BLIZZARD ENTERTAINMENT, INC.; et
al.,

Defendants-third-party-

No. 09-16044

D.C. No. 2:06-cv-02555-DGC
District of Arizona,
Phoenix

plaintiffs - Appellants,

v.

MICHAEL DONNELLY,

Third-party-defendant -
Appellee.

TIMOTHY S. VERNOR,

Plaintiff - Appellee,
v.

AUTODESK INC,

Defendant - Appellant.

No. 09-35969

D.C. No. 2:07-cv-01189-RAJ
Western District of Washington,
Seattle

ORDER

The joint motion for an expedited briefing schedule in No. 09-35969 and to assign No. 09-35969 with cross-appeals 09-15932 and 09-16044 before the same merits panel for oral argument is granted.

The following briefing schedule shall govern No. 09-35969: the transcript remains due December 28, 2009; the opening brief is due January 5, 2010; the answering brief is due February 4, 2010; and the reply brief is due February 26, 2010.

The provisions of telephonic extensions shall not apply to No. 09-35969, and any motion under Ninth Circuit Rule 31-2.2(b) is disfavored.

No. 09-35969 with cross-appeals 09-15932 & 09-16044

The fourth cross-appeal brief for appellees Blizzard, et al. is in cross-appeals 09-15932 and 09-16044 is due within 14 days after the date of this order.

For the Court:

MOLLY C. DWYER
Clerk of Court

Grace S. Santos
Deputy Clerk
Ninth Circuit Rule 27-7/Advisory Note to Rule 27
and Ninth Circuit 27-10