

FILED

DEC 27 2010

## UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

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

MDY INDUSTRIES, LLC,

Plaintiff-counter-defendant -  
Appellant,

v.

BLIZZARD ENTERTAINMENT, INC.  
and VIVENDI GAMES, INC.,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.;  
VIVENDI GAMES, INC.,Defendants-third-party-  
plaintiffs - Appellants,

No. 09-16044

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

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v.

MICHAEL DONNELLY,

Third-party-defendant -  
Appellee.

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Before: CANBY, CALLAHAN, and IKUTA, Circuit Judges.

The parties' joint motion for an extension of time through January 27, 2011,  
in which to file petitions for rehearing is GRANTED.