

FILED

UNITED STATES COURT OF APPEALS

SEP 16 2009

FOR THE NINTH CIRCUIT

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

MDY INDUSTRIES, LLC,

Plaintiff-counter-defendant -
Appellant,

v.

BLIZZARD ENTERTAINMENT, INC.;
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

ORDER

v.

MICHAEL DONNELLY,

Third-party-defendant -
Appellee.

The First Brief on Cross-Appeal submitted on 09/14/2009 is filed.

Within five (5) working days of the filing of this order, Appellant is ordered to file ten (10) copies of the brief in paper format, with a Blue cover, accompanied by certification (attached to the end of each copy of the brief) that the brief is identical to the version submitted electronically. A sample certificate is available on the Court's website, www.ca9.uscourts.gov, at the CM/ECF button.

FOR THE COURT:

Molly C. Dwyer
Clerk of Court

By: Gretchen Lois Sumera
Deputy Clerk