

NOTE: This order is nonprecedential.

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

IN RE XOFT, INC.,
Petitioner.

Miscellaneous Docket No. 983

On Petition for Writ of Mandamus to the United States District Court for the District of Delaware in case no. 10-CV-308, Judge Leonard P. Stark.

ON PETITION

O R D E R

Xoft, Inc. submits a petition for a writ of mandamus to direct the United States District Court for the District of Delaware to vacate its order denying Xoft's motion to transfer venue, and to direct the Delaware district court to transfer the case to the United States District Court for the Northern District of California.

Upon consideration thereof,

IT IS ORDERED THAT:

Carl Zeiss Meditec, Inc. and Carl Zeiss Surgical GmbH are directed to respond no later than May 9, 2011.

FOR THE COURT

APR 22 2011

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

cc: James W. Geriak, Esq.
William J. Marsden, Jr., Esq.
Clerk, United States District Court for the District of Delaware

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

APR 22 2011

JAN HORBALY
CLERK