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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

BRYAN C. McINTIRE, an individual,

NO. CIV. S-11-2495 LKK/CKD

Plaintiff,

v.

SUNRISE SPECIALTY COMPANY, a California corporation,

O R D E R

Defendant.

\_\_\_\_\_ /

The above-referenced matter came on for hearing on the parties' cross-motions for summary judgment on February 11, 2013. The matter remains under submission, and the court orders as follows:

1. Defendant is granted fourteen (14) days from the date of this order to file proper representations of the "prior art" it referenced in its briefs - Cochran, "Pacific" Porcelain Ware, "Douglas" and "Old Bowl." Counsel is cautioned that the small, single-perspective, unauthenticated catalogue photographs and drawings it has already provided are not sufficient and will not be

1 considered. The requested representations should be of sufficient  
2 size for the court to compare it with the '254 drawings and  
3 plaintiff's representations. The representations should contain  
4 sufficient perspectives to allow a sensible comparison. And the  
5 representations should be identified in a proper way, preferably  
6 through a declaration.


7 The filing shall contain no argument, defendant having already  
8 submitted his argument regarding the prior art. The filing shall  
9 contain only the representations and enough language to identify  
10 what images are being submitted.

11 2. Plaintiff is granted fourteen (14) days from defendant's  
12 above-referenced filing to respond to that filing, plaintiff not  
13 having previously had the opportunity to respond to any proper  
14 representations of the prior art from defendant. Plaintiff's  
15 response shall not exceed 10 pages.

16 IT IS SO ORDERED.

17 DATED: February 22, 2013.

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LAWRENCE K. KARLTON  
SENIOR JUDGE  
UNITED STATES DISTRICT COURT