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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re: Acacia Media Technologies Corp.

NO. C 05-01114 JW
NO. M 05-01665 JW

**ORDER SETTING BRIEFING FOR
MOTIONS FOR ATTORNEY FEES**

On October 23, 2009, the Court entered Judgment in favor of Defendants against Plaintiff Acacia. (Docket Item No. 355.)

Pursuant to 35 U.S.C. § 285, the court may award reasonable attorney fees to the prevailing party in “exceptional cases.” Pursuant to Rule 54(d)(2), motions for attorney fees must be filed no later than 14 days after the entry of judgment, unless otherwise ordered by the court. Fed. R. Civ. P. 54(d)(2).

In this case, the Court finds good cause to extend the time for Defendants to file their motions for fees beyond the 14 days after Judgment as provided by Rule 54(d)(2) because of the age and complexity of this case. Accordingly, the Court ORDERS as follows:

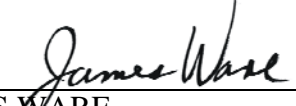
- (1) On or before **January 4, 2010**, Defendants shall file their anticipated motions for attorney fees;
- (2) On or before **February 5, 2010**, Plaintiff shall file its Oppositions, if any;

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(3) On or before **February 22, 2010**, Defendants shall file their Replies, if any.

Upon completion of the briefing, the Court will take the matter under submission without oral argument. See Civ. L.R. 7-1(b).

Dated: October 23, 2009



JAMES WARE
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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Dated: October 23, 2009

Richard W. Wieking, Clerk

By: /s/ JW Chambers
Elizabeth Garcia
Courtroom Deputy