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13 UNITED STATES DISTRICT COURT FOR THE  
 14 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

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 16 JOHN OSANITSCH, ) Case No.: 3:05-cv-03988 (CRB)  
 17 )  
 18 Plaintiff, )  
 19 v. ) **STIPULATION TO CONTINUE**  
 20 ) **HEARING DATE FOR MOTION TO**  
 21 ) **AWARD ATTORNEY'S FEES AND COSTS.**  
 22 MARCONI PLC; MARCONI )  
 23 ACQUISITION SUB, INC.; ) *AND PROPOSED ORDER*  
 24 MARCONI COMMUNICATIONS, )  
 25 TELEPHON AB L.M. ERICSSON, )  
 26 And TELENT LTD., ) [OLD] HEARING DATE: February 12, 2010  
 27 ) [NEW] HEARING DATE: March 12, 2010  
 28 Defendants. ) TIME: 10:00 a.m.  
 29 \_\_\_\_\_ ) PLACE: Judge Charles R. Breyer  
 30 Courtroom 8, 19th Floor  
 31 Federal District Court  
 32 450 Golden Gate Avenue  
 33 San Francisco, CA 94102

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**STIPULATION**

In accord with their conference held on January 11, 2010, counsel for Plaintiff and counsel for the Defendants in the above-captioned matter have agreed to stipulate to a continuance of the hearing date on Defendants' pending Motion to Award Attorneys' Fees and Costs, presently scheduled for hearing on February 12, 2010, until March 12, 2010 or as soon thereafter as the Court finds convenient.

Dated: January 12, 2010

THE LAW OFFICES OF JAMES JAY SELTZER

By:  /s/ Timothy D. Murphy  
Attorneys for Plaintiff John Osanitsch

Dated: January 12, 2010

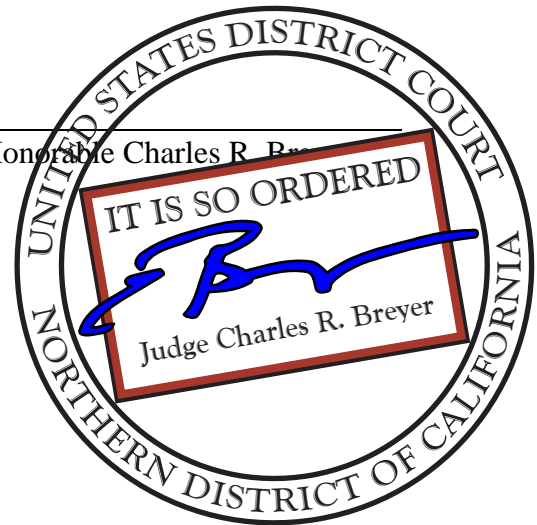
K&L GATES, LLP

By:  Harold H. Davis, Esq.  
 Authorized Verbally  
Attorneys for Defendants Marconi PLC, et al.

PURSUANT TO STIPULATION IT IS SO ORDERED.

Dated:  January 21, 2010

The Honorable Charles R. Breyer



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