

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

CIVIL PRETRIAL MINUTES

Date: October 10, 2006

Case No. C 06-0019 MHP

Judge: MARILYN H. PATEL

Title: APPLE COMPUTER -v- BURST.COM INC

Attorneys: Plf: Matthew Power, Nicholas Brown, Brian Way
Dft: Floyd Short, Robert Yoria, Michael Heim, Bruce Weker

Deputy Clerk: Anthony Bowser Court Reporter: Katherine Powell

PROCEEDINGS

- 1) Pre Claim Construction Hearing _____
- 2) _____
- 3) _____

ORDERED AFTER HEARING:

Counsel submit after further discussion re expert designation by Burst.com; Court orders designated expert to be replaced to avoid further potential conflict of interest;

Counsel to submit joint claim construction term binder;

Process of tutorial, claims construction hearing discussed;