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5 IN THE UNITED STATES DISTRICT COURT  
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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8 NETWORK APPLIANCE INC,

No. C-07-06053 EDL

9 Plaintiff,

**ORDER REGARDING MOTION FOR  
LEAVE TO FILE A MOTION FOR  
RECONSIDERATION**

10 v.

11 SUN MICROSYSTEMS INC,

12 Defendant.  
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14 On October 3, 2008, Network Appliance, Inc. filed a motion for leave to file a motion for  
15 reconsideration re claim construction or, in the alternative, for entry of final judgment regarding  
16 U.S. Patent No. 7,200,715 pursuant to Rule 54(b). IT IS HEREBY ORDERED that Sun  
17 Microsystems, Inc. shall file a response to this request for leave, not to exceed ten pages, no later  
18 than Thursday, October 9, 2008 at 8:30 a.m.

19 **IT IS SO ORDERED.**

20 Dated: October 6, 2008

*Elizabeth D. Laporte*

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ELIZABETH D. LAPORTE  
United States Magistrate Judge  
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