

UNITED STATES DISTRICT COURT
For the Northern District of California

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UNITED STATES DISTRICT COURT
Northern District of California
San Francisco Division

KEMA, INC., et al.,
Plaintiffs,

No. C 09-1587 MMC MED

v.

WILLIAM KOPERWHATS, et al.,
Defendants.

**ORDER DENYING DEFENDANTS'
REQUESTS REGARDING
ATTENDANCE AT MEDIATION AND
FOR SANCTIONS**

And related counterclaims.

Defendants' request for an order requiring personal attendance by Counterclaim defendants Puckett, Axmor Software America, and KEMA USA at the mediation scheduled for March 23, 2010, is DENIED. The ADR Magistrate Judge will not order personal attendance by a party or a party representative at mediation until after the assigned judge rules on disputes related to the court's personal jurisdiction over that party. Parties may, of course, voluntarily agree to participate in the court's mediation process during the pendency of disputes concerning personal jurisdiction.

Defendants' request for an order requiring personal attendance at the mediation by non-attorney corporate representatives of KEMA, Inc. and RLW Analytics is DENIED. The client representative identified by these parties shall appear in person. In addition, an appropriate non-

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attorney corporate representative shall participate by telephone throughout the mediation.

Defendants' request for sanctions is DENIED.

IT IS SO ORDERED.

March 8, 2010

By:

Elizabeth D. Laporte

Dated

Elizabeth D. Laporte
United States Magistrate Judge