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6 IN THE UNITED STATES DISTRICT COURT  
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8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9 MOUNT HAMILTON PARTNERS, LLC,

10 Plaintiff,

No. C 09-02074 JSW

11 v.

12 OPENTABLE, INC.,

13 Defendant.

**ORDER GRANTING  
DEFENDANT'S MOTION TO  
STAY ALL PROCEEDINGS  
PENDING REEXAMINATION  
OF PATENT-IN-SUIT**

14 \_\_\_\_\_  
15 AND RELATED COUNTERCLAIMS  
16 \_\_\_\_\_/

17 Now before the Court is the motion to stay pending reexamination of United States  
18 Patents Nos. 6,741,969 filed by OpenTable, Inc. Mount Hamilton Partners, LLC filed a  
19 statement of non-opposition. The Court finds that this matter is appropriate for disposition  
20 without oral argument and it is hereby deemed submitted. *See* Civ. L.R. 7-1(b). Accordingly,  
21 the hearing set for December 4, 2009 is HEREBY VACATED. Having carefully reviewed the  
22 parties' papers and considered their arguments and the relevant legal authority, and good cause  
23 appearing, the Court hereby GRANTS OpenTable's motion to stay all proceedings pending  
24 reexamination. This action is HEREBY STAYED from the date of this Order until further  
25 notice. The Court HEREBY ORDERS the parties to submit a joint status report regarding the

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status of the reexamination proceedings every 120 days, or sooner if the PTO issues a final decision with respect to the patent-in-suit, until the stay in this case is lifted.

**IT IS SO ORDERED.**

Dated: December 3, 2009

  
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JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE