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 11 **MKS INSTRUMENTS, INC.**

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Attorneys for Defendants
**NEW POWER PLASMA and
 DOES 1-10 inclusive**

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA

14 MKS INSTRUMENTS, INC.,)	Case No. C 09-02297 JSW (JL)
)	
15 Plaintiff,)	JOINT REQUEST TO STAY
)	FURTHER CASE MANAGEMENT
16 v.)	CONFERENCE
)	AND ORDER THEREON
17 NEW POWER PLASMA and DOES 1-10,)	
18 inclusive,)	
)	
19 Defendants.)	

20 MKS Instruments, Inc. (“MKS Instruments”) and New Power Plasma Co., Ltd. (“New
 21 Power Plasma”), (collectively, the “Parties”) jointly request that the further Case Management
 22 Conference and joint supplemental case management statement be stayed pending the Parties’
 23 continuing efforts to complete negotiations for settlement.
 24

25 The further Case Management Conference is currently scheduled to occur on April 2,
 26 2010, at 1:30 p.m., and the joint supplemental case management statement is currently due on
 27 March 26, 2010. (Dkt. 77.)
 28

1 On February 16, 2010, the Parties attended Settlement Conference before the Honorable
2 James Larson, Magistrate. At that conference the Parties agreed to, and entered into on the
3 record, a settlement agreement. Since February 16, 2010, the Parties have been working to
4 achieve final documentation of the settlement terms and to agree on the terms of the license
5 agreement.

6 On March 19, 2010, the Court entered the Parties' stipulation extending the time to
7 achieve final documentation of the agreement until April 7, 2010. (Dkt. 87.)

8
9 In light of the Parties' ongoing discussions and efforts to reach a final agreement, the
10 further Case Management Conference and joint supplemental case management statement may
11 be unnecessary. Therefore, the Parties request that the further Case Management Conference
12 and joint supplemental case management statement be stayed.

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14
15 DATED: March 25, 2010

/s/ Christopher D. Sullivan
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DATED: March 25, 2010

/s/ Rebecca J. Stempien
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The parties shall file either a stipulation of dismissal or a joint
IT IS SO ORDERED: status report by no later than April 9, 2010.

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March 25, 2010

Date



UNITED STATES DISTRICT JUDGE