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 ASETEK DANMARK A/S

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 SAN FRANCISCO DIVISION

18 ASETEK DANMARK A/S,
 19 Plaintiffs,
 20 v.
 21 CMI USA, INC., fka COOLER
 22 MASTER USA, INC. and
 23 COOLER MASTER CO., LTD
 24 Defendants.

CASE NO. 3:13-CV-00457-JST

**JOINT CASE MANAGEMENT
 STATEMENT AND STIPULATED
 REQUEST TO CONTINUE CASE
 MANAGEMENT CONFERENCE;
 [PROPOSED] ORDER**

Date: Wednesday, January 18, 2017
 Time: 2 p.m.
 Dept.: Courtroom 9, 19th Floor
 Judge: Hon. Jon S. Tigar

1 Pursuant to the CLERK’S NOTICE SETTING CASE MANAGEMENT CONFERENCE
2 dated December 9, 2016 (Dkt. No. 361), the parties respectfully submit this Joint Case
3 Management Statement and Stipulated Request to Continue the Case Management Conference,
4 currently scheduled for January 18, 2017.

5 Even though the United States Court of Appeals for the Federal Circuit issued a decision
6 on December 6, 2016, the appeal remains pending. Under the Federal Rules of Appellate
7 Procedure, the Federal Circuit’s mandate should issue within “7 days after the time to file a
8 petition for rehearing expires, or 7 days after entry of an order denying a timely petition for panel
9 rehearing, petition for rehearing en banc, or motion for stay of mandate, whichever is later.” Fed.
10 R. App. P. 41(b). CMI and Cooler Master intend to petition for a rehearing and asked for, and
11 received, an extension of the due date for their rehearing petition to January 19, 2017. As a
12 result, the Federal Circuit’s mandate has not issued and will not issue before the scheduled date
13 of the Case Management Conference.

14 In view of the foregoing, the parties agree, with the Court’s permission, that the Case
15 Management Conference be continued until after the Federal Circuit issues its mandate.
16 Accordingly, the parties also propose that they submit a status update on March 1, 2017, or
17 within 7 days after the Federal Circuit issues its mandate, whichever occurs first.

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1 By his signature below, counsel for Asetek attests that counsel for CMI and Cooler
2 Master concurs in the filing of this Joint Stipulated Request to Continue the Case Management
3 Conference.

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5 Dated: January 9, 2017

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, LLP

6
7 By: /s/ Robert F. McCauley
Robert F. McCauley

8 Attorneys for Plaintiffs
9 Asetek Danmark A/S

10 Dated: January 9, 2017

COOLEY LLP

11
12
13 By: /s/ Kyle D. Chen
Kyle D. Chen

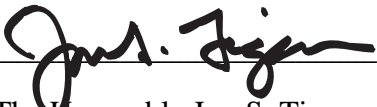
14 Attorneys for Cooler Master Co., Ltd., CMI
15 USA, Inc., fka Cooler Master USA Inc.

~~PROPOSED~~ ORDER

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2 Having considered the parties' Joint Stipulated Request, the Court hereby continues the
3 Case Management Conference scheduled for January 18, 2017. The parties are to submit a status
4 update on March 1, 2017, or within 7 days after the Federal Circuit issues its mandate, whichever
5 occurs first.

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7 IT IS SO ORDERED.

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9 Dated: January 10, 2017


The Honorable Jon S. Tigar
United States District Judge
Northern District of California