

1 [COUNSEL LISTED ON SIGNATURE PAGE]

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

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FINANCIAL FUSION, INC.,

Plaintiff,

v.

ABLAISE LTD., and GENERAL INVENTIONS
INSTITUTE A, INC.

Defendants.

CASE NO. C06-02451 SBA

**JOINT NOTICE OF DECISION AND
MOTION TO CONTINUE STAY**

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YODLEE, INC.,

Plaintiff,

v.

ABLAISE LTD., and GENERAL INVENTIONS
INSTITUTE A, INC.

Defendants.

RELATED CASE

CASE NO. C06-07222 SBA

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ABLAISE LTD., and GENERAL INVENTIONS
INSTITUTE A, INC.

Plaintiffs,

v.

BANK OF AMERICA CORPORATION,

Defendant.

RELATED CASE

CASE NO. C07-01995 SBA

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The three related patent actions listed above have all been stayed since January 15, 2009,
by Order of this Court. The Order stayed the proceedings “pending resolution of the

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1 reexamination of the '737 patent by the United States Patent and Trademark Office or until a
2 determination of the District Court of Columbia in the *Dow Jones* litigation, whichever occurs
3 first.” Dkt No. 149. The court in the *Dow Jones* litigation has now held that the patents-in-suit
4 are invalid, and the parties hereby seek a continuance of the stay in these related actions.

5 **I. Notice of Disposition and Appeal in the *Dow Jones* litigation.**

6 The parties hereby jointly notify the Court that the District Court of Columbia in the *Dow*
7 *Jones* litigation issued a decision granting Dow Jones’ Motion for Summary of Judgment
8 regarding the validity of U.S. Patent No. U.S. Patent No. 6,961,737 (the '737 patent) and U.S.
9 Patent No. 6,295,530 ('530 patent) on July 15, 2009. Declaration of Linda J. Thayer (“Thayer
10 Decl.”), ¶2. Copies of the Order and Memorandum by the Court are being submitted with this
11 Motion. Thayer Decl., ¶¶3-4.

12 On July 28, 2009, Ablaise and General Inventors Institute A filed a Notice of Appeal
13 signaling its intent to appeal to the United States Court of Appeals for the Federal Circuit the Final
14 Judgment entered in that matter, as well as all issues, rulings, and orders including, but not limited
15 to, the court’s Memorandum and Order granting Dow Jones’ Motion for Summary Judgment and
16 the Memorandum on claim construction entered on July 11, 2007. A copy of the Notice of Appeal
17 is also being submitted with this Motion. Thayer Decl., ¶5.

18 **II. The Parties Jointly Request Continuance of the Stay**

19 The parties have previously fully briefed the issue of whether these related cases should be
20 stayed. In light of the ruling in the *Dow Jones* litigation, and Ablaise’s appeal, the Parties jointly
21 request that the Court continue the stay. Consistent with the Court’s prior Order, the parties will
22 file a similar report following resolution of the appeal or the reexamination, whichever comes first.

23 By her signature below, the undersigned certifies that she has obtained consent from the
24 other listed counsels to sign and file this document.

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Dated: August 4, 2009

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Dated: August 4, 2009

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ORDER

The Court continues the stay pending the completion of Ablaise's appeal to the Federal Circuit in the *Dow Jones* litigation.

ORDERED this 5th day of October, 2009.



The Honorable Sandra B. Armstrong
United States District Judge