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IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

MONOLITHIC POWER SYSTEMS, INC.,

Plaintiff,

v.

O2 MICRO INTERNATIONAL LIMITED,

Defendant.

No. C 08-4567 CW

ORDER CONCERNING
PROPOSED COURT-
APPOINTED EXPERT_____
O2 MICRO INTERNATIONAL LIMITED,

Counterclaimant,

v.

MONOLITHIC POWER SYSTEMS, INC.;
ASUSTEK COMPUTER INC.; ASUSTEK
COMPUTER INTERNATIONAL AMERICA; BENQ
CORPORATION; and BENQ AMERICA CORP.,Counterclaim-Defendants.

On October 22, 2009, Dr. Seth Sanders notified the Court that he is unable to fulfill his duties as the court-appointed expert in this case (Docket No. 223). Both parties agreed that Dr. David Perreault, an associate professor at the Massachusetts Institute of Technology, would be a suitable replacement for Dr. Sanders.

Within five days of this order, the parties shall meet and confer and file joint or separate briefs of no more than five pages addressing: (1) the availability of Dr. Perreault for trial; (2) his proposed duties in connection with this case; (3) the

1 documents he would review; (4) and a proposed schedule that
2 includes when the parties would provide Dr. Perreault with
3 documents, when he could provide his report and when the parties
4 could depose him.

5 If Dr. Perreault is no longer available to serve in this case,
6 the parties shall inquire into and report on Dr. Enrico Santi's
7 availability and offer their positions on how the Court should
8 proceed.

9 IT IS SO ORDERED.

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11 Dated: April 19, 2010



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CLAUDIA WILKEN
United States District Judge