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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

NATIONAL UNION FIRE )  
INSURANCE CO. OF PITTSBURGH, )  
PA, )  
Plaintiff(s), )  
v. )  
NVIDIA CORPORATION, )  
Defendant(s). )  
\_\_\_\_\_ )

No. C09-2046 CW (BZ)

**ORDER DENYING REQUEST FOR  
EXPEDITED DISCOVERY**

Following a telephone conference on plaintiff's motion for expedited discovery in which both sides were represented by counsel, I find no need for further briefing or argument. For the reasons placed on the record during the conference, **IT IS ORDERED** that plaintiff's motion is **DENIED**. Among other reasons, I find that National Union has not demonstrated a sufficient need for expedited discovery that outweighs the potential prejudice to the defendant of having its customers subjected to subpoenas which appear to be very burdensome and invasive. This order is issued on the assumption that the federal rules require that subpoenas to third parties be

1 delayed until after the case management conference, a subject  
2 on which neither party expressed any view or offered any  
3 authority.

4 Dated: June 10, 2009

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8 Bernard Zimmerman  
9 United States Magistrate Judge

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