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 CLAIMS, LLC, FERRY CLAIMS, LLC, and
 7 FREEFALL CLAIMS I, LLC
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9 **UNITED STATES DISTRICT COURT**
 10 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

12 VIA TECHNOLOGIES INC., a Taiwan
 corporation

13 Plaintiff,

14 v.

15 SONICBLUE CLAIMS, LLC, a Delaware
 16 limited liability company; FERRY CLAIMS,
 LLC, a California limited liability company;
 17 and FREEFALL CLAIMS I, LLC, a California
 limited liability company,

18 Defendants.
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Case No. 09-cv-02109 PJH

**STIPULATION AND [PROPOSED]
 ORDER VACATING HEARING ON
 DEFENDANT'S MOTION FOR LEAVE
 TO FILE THIRD-PARTY COMPLAINT**

Date: December 14, 2011
 Time: 9:00 a.m.
 Place: Courtroom 3 (Judge Hamilton)
 1301 Clay Street
 Oakland, CA

Trial Date: January 21, 2013

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 22 **STIPULATION**

23 The undersigned parties stipulate as follows:

24 1. The December 14, 2011 hearing on the motion of defendant SonicBlue Claims,
 25 LLC ("SBC") for leave to file a third-party complaint is vacated, and briefing on the motion is
 26 suspended;

27 2. SBC may re-notice its motion for hearing on any Wednesday in January or
 28 February, 2012; except for January 4 or 11, 2012.

1 3. No party shall argue that the period of time between December 14, 2011 and the re-
2 noticed hearing date renders the motion untimely or has caused any party to suffer prejudice; and

3 4. The briefing schedule on any re-noticed motion shall proceed as if the re-notice
4 were a newly filed motion.

5 DATED: November 15, 2011

COBLENTZ, PATCH, DUFFY & BASS LLP

6 I, Jonathan R. Bass, am the ECF User
7 whose ID and password are being used
8 to file this Stipulation and [Proposed]
9 Order. Pursuant to General Order 45, I
10 hereby attest that Daniel A. Zlatnik has
11 concurred in this filing.

By: /s/ Jonathan R. Bass
Jonathan R. Bass
Attorneys for Defendants SONICBLUE
CLAIMS, LLC, FERRY CLAIMS, LLC, and
FREEFALL CLAIMS I, LLC

12 DATED: November 15, 2011

MORRISON & FOERSTER LLP

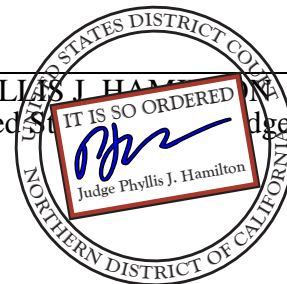
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14 By: /s/ Daniel A. Zlatnik
15 Daniel A. Zlatnik
16 Attorneys for Plaintiff VIA TECHNOLOGIES,
17 INC.

18 **[PROPOSED] ORDER**

Pursuant to the parties' stipulation, IT IS SO ORDERED.

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20 DATED: November 16, 2011

21 PHYLIS J. HAMILTON
United States District Judge



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