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## UNITED STATES DISTRICT COURT

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## FOR THE NORTHERN DISTRICT OF CALIFORNIA

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## OAKLAND DIVISION

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6 APPLIED SIGNAL TECHNOLOGY, INC.,

Case No: C 09-02180 SBA

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Plaintiff,

**ORDER DENYING REQUEST FOR  
EXTENSION OF RELIEF FROM  
THE CASE MANAGEMENT  
SCHEDULING ORDER**

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vs.

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EMERGING MARKETS  
COMMUNICATIONS, INC., EMC  
SATCOM TECHNOLOGIES, INC.,  
10 PARADISE DATACOM, LLC and VIASAT,  
11 INC.,

Docket 285, 287

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Defendant.

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AND RELATED COUNTERCLAIMS AND  
14 THIRD-PARTY CLAIMS.

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16 The parties are presently before the Court on a joint request for relief from the  
17 Court's Case Management scheduling order. Dkt. 287. The parties claim that plaintiff and  
18 counter-defendant Applied Signal Technology ("AST"), third-party defendant Comtech EF  
19 Data Corp. ("Comtech") and defendant Emerging Markets Communications ("EMC") are  
20 close to finalizing a settlement agreement, but require additional time to do so. However,  
21 the Court has provided the parties with ample opportunity to finalize their settlement  
22 agreement. Rather than inuring further delay in this action, the Court directs the parties to  
23 return to Magistrate Judge Bernard Zimmerman for a further, mandatory settlement  
24 conference. Accordingly,

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## IT IS HEREBY ORDERED THAT:

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1. The instant action is REFERRED to Magistrate Judge Bernard Zimmerman  
27 for a mandatory settlement conference to take place within thirty (30) days of the date this  
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1 Order is filed, or at such other time as Magistrate Judge Zimmerman deems appropriate.  
2 EMC, Comtech and AST are ordered to appear at the settlement conference.

3 2. The parties' request for relief from the Court's case management scheduling  
4 order is DENIED. The parties shall appear for a telephonic Case Management Conference  
5 on **January 12, 2012 at 3:45 p.m.** Prior to the date scheduled for the conference, the  
6 parties shall meet and confer and prepare a joint Case Management Conference Statement  
7 which complies with the Standing Order for All Judges of the Northern District of  
8 California and the Standing Orders of this Court. Plaintiff shall assume responsibility for  
9 filing the joint statement no less than seven (7) days prior to the conference date. Plaintiff's  
10 counsel is to set up the conference call with all the parties on the line and call chambers at  
11 (510) 637-3559. NO PARTY SHALL CONTACT CHAMBERS DIRECTLY WITHOUT  
12 PRIOR AUTHORIZATION OF THE COURT.

13 IT IS SO ORDERED.

14 Dated: November 15, 2011

  
SAUNDRA BROWN ARMSTRONG  
United States District Judge

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