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4 UNITED STATES DISTRICT COURT
5 FOR THE NORTHERN DISTRICT OF CALIFORNIA
6 OAKLAND DIVISION

7 IPVX PATENT HOLDINGS, INC., a
8 Delaware corporation,

9 Plaintiff,

10 vs.

11 8X8, INC., a Delaware corporation,

12 Defendant.

Case No: C 13-01707 SBA

ORDER

Docket 73

13
14 On August 20, 2013, Defendant filed a motion to disqualify Plaintiff's counsel and a
15 motion to dismiss. Dkt. 71, 73. On August 21, 2013, the Court issued an order referring
16 Defendant's motion to disqualify Plaintiff's counsel to the Chief Magistrate Judge or her
17 designee for determination. Dkt. 75. On that same day, the Court also issued a minute
18 order stating that Defendant's motion to dismiss will be held in abeyance pending a ruling
19 on Defendant's motion to disqualify Plaintiff's counsel. Dkt. 76. The motion to disqualify
20 Plaintiff's counsel was subsequently assigned to Magistrate Judge Kandis Westmore
21 ("Magistrate Westmore"). See Dkt. 82. On December 19, 2013, Magistrate Westmore
22 issued an order denying Defendant's motion to disqualify. Dkt. 90.

23 Accordingly, IT IS HEREBY ORDERED THAT:

24 1. Plaintiff shall file an opposition or statement of non-opposition to
25 Defendant's motion to dismiss by no later than February 11, 2014.


26 2. Defendant may file a reply by no later than February 18, 2014.

27 3. After the briefing on the motion is complete, the Court will take the matter
28 under submission without oral argument.

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IT IS SO ORDERED.

Dated: 1/27/2014


SAUNDRA BROWN ARMSTRONG
United States District Judge