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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

Steven Hoffer,

NO. C 01-20731 JW

Plaintiff,

**ORDER SETTING CASE MANAGEMENT  
CONFERENCE**


v.

Microsoft Corp., et al.,

Defendants.

On June 10, 2005, the Ninth Circuit affirmed in part and reversed in part the Court's order granting Defendants' Motion for Summary Judgment. (Docket Item No. 350.) Since then, neither party have contacted the Court to advance this case. In light of the Ninth Circuit's mandate (Docket Item No. 351), the Court sets a Case Management Conference for **October 27, 2008 at 10 a.m.** On or before **October 17, 2008**, the parties shall meet and confer and file a Joint Case Management Statement. The Statement shall, among other things, bring the Court up to date with respect to what the parties have been doing since the mandate and the status of the case. If the case has not resolved, the parties shall provide a proposed schedule to bring this case to a close.

Dated: October 2, 2008

  
\_\_\_\_\_  
JAMES WARE  
United States District Judge

United States District Court  
For the Northern District of California

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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9 **Dated: October 2, 2008**

**Richard W. Wieking, Clerk**

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11 **By:           /s/ JW Chambers**  
**Elizabeth Garcia**  
**Courtroom Deputy**

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