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**United States District Court**  
For the Northern District of California

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


In re Affymetrix Derivative Litigation                      NO. C 06-05353 JW

**ORDER CONTINUING CASE  
MANAGEMENT CONFERENCE**

\_\_\_\_\_ /  
On December 15, 2008, the parties are scheduled to appear for a Case Management Conference. The parties have timely filed a Joint Case Management Statement. (Docket Item No. 127.) In the Joint Statement, the parties represent that they will be attending mediation on December 19, 2008. In light of this representation, the Court finds good cause to continue the parties' Case Management Conference until such time as the parties have attended mediation.

Accordingly, the Court CONTINUES the December 15, 2008 Case Management Conference to **January 26, 2009 at 10:00 a.m.** On or before **January 16, 2009**, the parties shall file a Joint Case Management Conference Statement. The Statement shall, among other things, update the Court on the status of the parties' settlement efforts and include a good faith discovery plan with a proposed date for the close of all discovery.

Dated: December 10, 2008

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

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

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11 **Dated: December 10, 2008**

**Richard W. Wieking, Clerk**

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

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