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

NXP Semiconductors USA, Inc.,

NO. C 08-00775 JW

Plaintiff,

v.

LSI Corporation, et al.,

Defendants.

**ORDER VACATING CASE
MANAGEMENT CONFERENCE;
SCHEDULING HEARING ON
SUBSEQUENT MOTION FOR SUMMARY
JUDGMENT**

_____ /

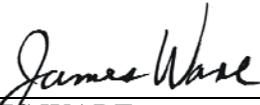
This case is scheduled for a case management conference on June 22, 2009. Pursuant to the Court's May 27, 2009 Order, the parties submitted a Joint Case Management Statement. Based on their joint submission, the Court finds that it is premature to set a Patent Scheduling Order at this time since Plaintiff intends to file a subsequent motion for summary judgment in light of the Court's May 28, 2009 Order. Accordingly, the case management conference is VACATED and the parties are ordered to comply with the following briefing schedule:

- (1) The parties shall appear for a hearing on Plaintiff's anticipated second motion for summary judgment on **October 26, 2009 at 9 a.m.** Plaintiff shall notice its motion in accordance with the Civil Local Rules of the Court.
- (2) The parties shall appear for a subsequent case management conference on **October 26, 2009 at 10 a.m.** The parties shall file a Joint Case Management on or before **October 16, 2009.** The parties' Statement shall address, among other things, a schedule for proceeding with the remainder of this case.

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(3) Discovery is opened so that the parties may obtain relevant information from each other to file or defend the anticipated motion for summary judgment. All discovery disputes are referred to the assigned Magistrate Judge.

Dated: June 18, 2009



JAMES WARE
United States District Judge

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

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Dated: June 18, 2009

Richard W. Wieking, Clerk

By: /s/ JW Chambers
Elizabeth Garcia
Courtroom Deputy