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 HEWLETT-PACKARD COMPANY

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION

FENWICK & WEST LLP
 ATTORNEYS AT LAW
 SAN FRANCISCO

12 HEWLETT PACKARD COMPANY
 13 Plaintiff,
 14 v.
 15 LEXJET CORP., ET AL.
 16 Defendant.

CASE NO. C 08-02596 JF

**REQUEST FOR CONTINUANCE OF
 INITIAL CASE MANAGEMENT
 CONFERENCE AND ~~PROPOSED~~ ORDER**

Initial CMC: September 12, 2008

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 19 Plaintiff Hewlett Packard Company ("HP") submits this Request for Continuance of the
 20 Initial Case Management Conference scheduled for September 12, 2008.

21 HP filed a complaint for patent infringement against Defendants Lexjet Corp. and LexJet
 22 Southern California, LLC on May 22, 2008. In its complaint, HP asserts that Defendants infringe
 23 two HP patents relating to ink-jet inks. One of these patents, U.S. Patent No. 5,116,409, was the
 24 subject of a prior litigation between HP and another defendant in this district. *See* Case No. 94-
 25 20647. This prior case proceeded through trial in front of Judge Ware, with a final judgment
 26 entered in 2000.

27 In order to facilitate resolution of this matter, HP has not yet formally served the
 28 complaint on Defendants (the deadline for service of the complaint is September 19, 2008).

