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

Steven Nakash, et al.,
_____ /

NO. C 08-04312 JW
NO. C 08-04332 JF
NO. C 08-04596 RS

Inicom Networks, Inc.,
_____ /

NO. C 08-05082 HRL
NO. C 08-05179 HRL
NO. C 08-05217 PVT

Todd Feinstein,
_____ /

NO. C 08-05520 JF
NO. C 08-05081 RMW

Jordan Cormier,
_____ /

NO. C 09-00260 JW
NO. C 09-00295 PVT
NO. C 09-00328 RMW

National Business Officers Association, Inc.,
_____ /

**ORDER FOLLOWING CASE
MANAGEMENT CONFERENCE; ORDER
RELATING CASE**

Brent West,
_____ /

Louis Olivos,
_____ /

Milosz Sielicki,
_____ /

Katherine Decker,
_____ /

Tracy LeBlanc,
_____ /

Plaintiffs,
v.

NVIDIA Corp., Hewlett Packard,
Defendants.

_____ /

United States District Court
For the Northern District of California

1 On February 23, 2009, the Court conducted a Case Management Conference concerning the
2 above entitled related cases except for Leblanc v. Hewlett Packard, Co., C 09-0328 JW, which was
3 related on February 20, 2009, and Decker v. Hewlett Packard Co., C 09-0295 PVT, which has not
4 yet been related to these actions. Counsel for the respective parties were present. In light of the
5 discussion at the conference, the Court orders as follows:

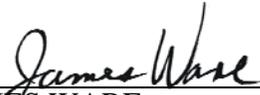
- 6 (1) Based on the parties' representations and the Court's evaluation of the Complaint
7 filed in Decker v. Hewlett Packard, the Court finds that Decker is related to all of the
8 above entitled cases within the meaning of Civ. L.R. 3-12. Accordingly, the Court,
9 *sua sponte*, orders Decker related to these actions.
- 10 (2) While the Court favors consolidation of these cases, various Plaintiffs expressed a
11 desire to brief the Court on whether consolidation should be for all purposes or only
12 for pretrial coordination. The Court will give all parties an opportunity to brief this
13 issue. However, to ease potential multiple filings in various dockets, the Court
14 ORDERS these cases consolidated into one action and reserves a determination on
15 the scope of consolidation until the completion of the briefings. The Clerk of Court
16 shall consolidate these actions such that the earlier filed action, C 08-04312 JW, is
17 the lead case. All future filings, including the motions set forth below, shall be filed
18 in C 08-04312 JW and bear the caption: "The NVIDIA GPU Litigation." The Court
19 will order the Clerk to administratively close all the other cases once it determines the
20 scope of consolidation.
- 21 (3) The Court sets the following schedule to advance this case:

| | |
|--|-----------------------|
| Deadline to File Brief re: the Scope of Consolidation | March 2, 2009 |
| Deadline to File a Motion for Appointment of Interim Lead Counsel | March 2, 2009 |
| Deadline to File Oppositions to Motions for Appointment of Interim Lead Counsel | March 6, 2009 |
| Deadline to File Replies for Motions for Appointment of Interim Lead Counsel | March 11, 2009 |

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| Hearing on Motions for Appointment of Interim Lead Counsel | March 16, 2009 at 9 a.m. |
| Deadline to File Amended Consolidated Complaint | May 6, 2009 |
| Interim Case Management Conference | May 18, 2009 at 10 a.m. |
| Interim Case Management Conference Statement <i>The Statement shall include, among other things, the parties' good faith discovery plan with a proposed date the close of all discovery.</i> | May 8, 2009 |

Dated: February 25, 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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William James Doyle bill@doylelowther.com

22 **Dated: February 25, 2009**

Richard W. Wieking, Clerk

23
24 By: /s/ JW Chambers
25 **Elizabeth Garcia**
26 **Courtroom Deputy**
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