

United States District Court  
For the Northern District of California

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E-FILED on 12/18/09

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

SYNTHES USA, LLC (f/k/a SYNTHES  
(U.S.A.)); SYNTHES USA SALES, LLC; and  
SYNTHES, INC.,  
  
Plaintiffs,  
  
v.  
  
SPINAL KINETICS, INC.,  
  
Defendant.

No. C-09-1201 RMW

ORDER GRANTING MOTION FOR LEAVE  
TO AMEND PRELIMINARY INVALIDITY  
CONTENTIONS  
  
[Re Docket No. 60]

Defendant's motion for leave to amend its preliminary patent invalidity contentions came on for hearing before the court on December 18, 2009. Plaintiffs oppose the motion. At the hearing, both parties accepted the court's tentative ruling, which is hereby adopted as the order of the court. Defendant's motion for leave to amend its preliminary invalidity contentions is granted. Defendant shall have ten days to serve its amended preliminary invalidity contentions.

DATED: 12/18/09

  
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RONALD M. WHYTE  
United States District Judge

1 Notice of this document has been electronically sent to:

2 **Counsel for Plaintiff:**

3 **Jeffrey Martin Olson**  
Email: jolson@sidley.com

4 **Matthew Spencer Jorgenson**  
Email: mjorgenson@sidley.com

5 **Paul Howard Meier**  
Email: pmeier@sidley.com

6 **Samuel N. Tiu**  
Email: stiu@sidley.com

9

10 **Counsel for Defendants:**

11 **James W. Geriak**  
Email: jgeriak@orrick.com

12 **Robert W. Dickerson**  
Email: rdickerson@orrick.com

13 **Allan William Jansen**  
Email: ajansen@orrick.com

14 **Kurt Timothy Mulville**  
Email: kmulville@orrick.com

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**Dated:** 12/18/09

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**Chambers of Judge Whyte**

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