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**\*E-Filed 10/1/09\***

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

ELAN MICROELECTRONICS CORPORATION,

Case No. C 09-01531 RS

Plaintiff,

**CASE MANAGEMENT SCHEDULING ORDER**

v.

APPLE, INC.,

Defendant.

After considering the Joint Case Management Statement submitted by the parties, the Case Management Conference scheduled for October 7, 2009, is hereby VACATED and will be re-scheduled for a later date to be determined by the Court.

A settlement conference in this case is currently scheduled for January 14, 2010, before Magistrate Judge Joseph C. Spero.

In addition, the parties have stipulated to the following schedule for claim construction, which the Court adopts:

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

<u>Event</u>	<u>Date</u>
Parties to serve Disclosure of Asserted Claims and Infringement Contentions pursuant to Pat. L.R. 3-1 and document production pursuant to Pat. L.R. 3-1, 3-2.	October 22, 2009
Parties to serve Preliminary Invalidity Contentions and document production pursuant to Pat. L.R. 3-3 and 3-4.	December 7, 2009
Parties will exchange a list of patent claim terms to be construed by the Court pursuant to Pat. L.R. 4-1.	December 21, 2009
Parties will exchange proposed constructions and extrinsic evidence pursuant to Pat. L.R. 4-2.	January 11, 2010
Parties will conference regarding the terms to be construed by the Court.	February 1, 2010
Parties will file a Joint Claim Construction Statement and Prehearing Statement pursuant to Pat. L.R. 4-3.	February 5, 2010
Completion of Claim Construction Discovery, including discovery of expert opinions (if any) on Claim Construction pursuant to Pat. L.R. 4-4.	March 8, 2010
Parties will file their opening patent claim construction briefs pursuant to Pat. L.R. 4-5(a).	March 26, 2010
Parties will file their opposition patent claim construction briefs pursuant to Pat. L.R. 4-5(b).	April 16, 2010
Parties will file their reply patent claim construction briefs pursuant to Pat. L.R. 4-5(c).	April 30, 2010
Claim Construction Hearing	May 12, 2010, 9:30 a.m. in Courtroom 4, 5th Floor, United States Courthouse, San Jose, CA

IT IS SO ORDERED.

DATED: 10/1/09



RICHARD SEEBORG  
United States Magistrate Judge