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10 Attorneys for Sun Microsystems, Inc.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13
 14 SAN JOSE DIVISION

15 SUN MICROSYSTEMS, INC.,
 16 Plaintiff,
 17 vs.
 18 GREENBYTES, INC.,
 19 Defendant.
 20

Case No. CV09-2745 RMW (RS)

**JOINT CASE MANAGEMENT STATEMENT
 AND REQUEST TO CONTINUE CASE
 MANAGEMENT CONFERENCE;
 ORDER**

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 22 The parties engaged in mediation on November 5, 2009, and reached an agreement to settle this
 23 case on November 6, 2009. A written settlement agreement, trademark assignment and dismissal
 24 papers have been prepared but the parties are still finalizing the documents. The parties jointly request
 25 that the Court continue for forty-five days the case management conference presently set for January 8,
 26 2010.

27 DATED: December 29, 2009

/s/ Jeffrey K. Techentin
 ADLER POLLOCK & SHEEHAN, P.C.
 Attorneys for Defendant

1
2 DATED: December 29, 2009

/s/ Leigh A. Kirmssé
HOWREY LLP
Attorneys for Plaintiff

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4
5 **[] ORDER**

6 The case management conference is continued to March 5, 2010.

7 IT IS SO ORDERED.

8
9 DATED: 1/6/10



The Honorable Ronald M. Whyte
United States District Judge