

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Judge Robert E. Blackburn**

Civil Action No. 13-cv-00886-REB-KMT

BRILLIANT OPTICAL SOLUTIONS, LLC,

Plaintiff,

v.

COMCAST CABLE COMMUNICATIONS, LLC,

Defendant.

ORDER VACATING *MARKMAN* HEARING

Blackburn, J.

This matter is before the court *sua sponte*. The court is considering seriously the appointment of a master to construe the disputed terms in the patent in suit. Under FED. R. CIV. P. 53, the parties must be given notice and an opportunity to be heard before a master may be appointed. Shortly, the court will issue an order initiating the procedures required by Rule 53. In the meantime, the ***Markman*** hearing currently set for Friday, February 7, 2014, at 9:00 a.m., should be vacated.

THEREFORE, IT IS ORDERED that the ***Markman*** hearing currently set Friday, February 7, 2014, at 9:00 a.m., is **VACATED**.

Dated February 3, 2014, at Denver, Colorado.

BY THE COURT:



Robert E. Blackburn
United States District Judge