

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

)	
HYSITRON INCORPORATED,)	Civil No. 07-cv-01533 (ADM/AJB)
a Minnesota corporation,)	
)	
Plaintiff,)	
v.)	
)	DEFENDANT’S MOTION FOR
MTS SYSTEMS CORPORATION,)	PROTECTIVE ORDER, OR IN THE
a Minnesota corporation,)	ALTERNATIVE, FOR STAY OF
)	DISCOVERY
Defendant.)	
)	

Defendant MTS Systems Corporation (“MTS”) respectfully moves the Court for a Protective Order concerning Plaintiff Hysitron Incorporated’s Second Set of Discovery Requests Nos. 5, 9, 13, 16-17, and 22-42, or in the alternative, an Order staying discovery with respect to these requests pending resolution of MTS’s Motion for Partial Summary Judgment. Defendant’s Motion is based on the Federal Rules of Civil Procedure, the files, records, and pleadings in the case, the Memoranda of Law and supporting affidavits to be filed in the ordinary course, and the arguments of counsel in the case.

Respectfully submitted,

Dated: April 17, 2008

WINTHROP & WEINSTINE, P.A.

By: s/ David P. Pearson

David P. Pearson, #84712

Daniel J. Kelly, #0351386

Kyle J. Kaiser, #0345106

Brent A. Lorentz, #386865

Suite 3500

225 South Sixth Street

Minneapolis, Minnesota 55402

Tel: (612) 604-6400

Fax: (612) 604-6800

Attorneys for Defendant MTS Systems Corporation

3768462v1