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January 6, 2011

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The Honorable Joan N. Ericksen United States District Court Judge United States District Court 300 South Fourth Street, Suite 12W Minneapolis, MN 55415

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Re:

TimeBase Pty Ltd. v. The Thomson Corp. et al.,

Civil Action no. 07-1687 (JNE/JJG)

Dear Judge Ericksen:

TimeBase advised Thomson a couple of days ago that it did not agree to this request for further delay.

This case began in early 2007, and was stayed for two years for a reexamination. TimeBase is a small company and needs relief.

Magistrate Judge Graham has closely supervised discovery and the schedule for this case. She is well aware of the parties' past and present differences over the schedule; the parties briefed the issues several months ago. Judge Graham at that time decided not to alter the trial ready date. Until now, every concern raised by any party about the schedule has been brought to Judge Graham's attention. Thomson has now deliberately bypassed the judicial officer whose job includes setting a pretrial schedule and supervising discovery. TimeBase told Thomson that this request should be brought in the first instance to Judge Graham. TimeBase requests that the Court direct Thomson to raise this issue with Judge Graham, so that she can consider the hardship imposed on TimeBase by any schedule change.

TimeBase appreciates the Court's attention.

Sincerely.

oseph N. Hostenv

JNH/mk

cc: Counsel of Record, via email and U.S. Mail

Dockets.Justia.com