Halo Electronics, Inc. v. Bel Fuse Inc. et al Doc. 661

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

HALO ELECTRONICS, INC.,

Plaintiff

v.

BEL FUSE INC., et al.,

Defendants

Case No.: 2:07-cv-00331-APG-PAL

Order

This case was recently remanded from the United States Court of Appeals for the Federal Circuit. ECF Nos. 654-56, 658. I directed the parties to confer on how the case should proceed and to file either a stipulation if they can agree or a status report setting out their respective positions if they could not agree. ECF No. 659. The parties have filed a status report. ECF No. 660.

I am inclined to dismiss the remainder of this case under Federal Rule of Civil Procedure 41(b) for failure to prosecute. But before doing so, I will give the plaintiff an opportunity to address the relevant factors. *See Pagtalunan v. Galaza*, 291 F.3d 639, 642 (9th Cir. 2002).

I THEREFORE ORDER that by August 12, 2022, the plaintiff shall show cause why I should not dismiss for failure to prosecute its requests for pre-judgment interest and for a trial on damages for sales transactions excluded in prior rulings. The defendants may file a response by August 26, 2022. The plaintiff may file a reply by September 2, 2022.

DATED this 27th day of July, 2022.

ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE

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