

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

EMG TECHNOLOGY, LLC

Plaintiff,

vs.

APPLE, INC., et al.

Defendants.

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CASE NO. 6:08 CV 447
PATENT CASE

EMG TECHNOLOGY, LLC

Plaintiff,

vs.

MICROSOFT CORP., et al.

Defendants.

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CASE NO. 6:09 CV 367
PATENT CASE

ORDER

The Court sets these cases for a joint status conference and hearing on **January 4, 2010 at 1:30 p.m.** The Court will hear oral arguments on Defendant Apple Inc.'s Motion to Vacate the Deadlines in the Docket Control Order and Discovery Orders and For a Case Management Conference (Docket No. 199) and will decide whether these two cases should be consolidated. Accordingly, the Court **ORDERS** the parties to meet and confer and file a joint status report by December 31, 2009, identifying any disputed issues that need to be discussed at the status conference and each party's position on consolidation.

So ORDERED and SIGNED this 21st day of December, 2009.

A handwritten signature in black ink, appearing to read 'Leonard Davis', written over a horizontal line.

LEONARD DAVIS
UNITED STATES DISTRICT JUDGE