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**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON**

OMNI INNOVATIONS LLC et al )  
 )  
 ) Plaintiffs )  
 )  
 ) ASCENTIVE, LLC )  
 ) a Delaware Limited Liability Company, )  
 )  
 ) Defendant )

NO. CV-06-01284

REPORT TO THE COURT RE:  
PETITION FOR WRIT  
OF MANDAMUS

The Defendants have Petitioned for a Writ of Mandamus. By Minute Order of this Court Defendants are to Report to this Court by January 29, 2007.

Defendants' received notice on Friday, January 26, 2007, that the Petition for a Writ of Mandamus was denied. Accordingly Defendants' request the Court to allow the Defendants' until February 20, 2007 to examine its available responses to the Denial of the Petition, and, absent further action with the Ninth Circuit, to

1 obtain substitute counsel.

2 Dated this 29<sup>th</sup> day of January, 2007.

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S/FLOYD E. IVEY  
FLOYD E. IVEY, WSBA #6888  
Attorneys for Defendants

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I hereby certify that on January 29, 2007, I electronically filed **Defendants'**  
**Report to the Court** with the Clerk of the Court using the CM/ECF System which  
will send notification of such filing to the following: Robert Siegel and Douglas  
McKinley.

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S/ FLOYD E. IVEY\_\_\_\_\_

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FLOYD E. IVEY

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