

United States District Court
For the Northern District of California

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

REALTEK SEMICONDUCTOR,
CORPORATION,

Plaintiff,

v.

LSI CORPORATION AND AGERE
SYSTEMS LLC,

Defendants.

Case No. C-12-3451-RMW

**ORDER SETTING EQUITABLE
RELIEF AND POST-TRIAL
MOTIONS SCHEDULES**

[Re: Dkt. No. 326]

The Court finds that briefing on the equitable issues surrounding potential entry of a permanent injunction is necessary. Federal Rules of Civil Procedure 50(b) and 59(b) state that motions for judgment as a matter of law and new trial motions must be filed “[n]o later than 28 days after the entry of judgment.” This language sets a final time limit after which motions for judgment as a matter of law and new trial motions will be barred. *See, e.g., Riggs v. Scrivner, Inc.*, 927 F.2d 1146, 1148 (10th Cir. 1991). As such, Rules 50(b) and 59(b) do not appear to preclude such motions being filed before judgment is entered.

In the interest of efficiency, the court sets the following schedule for Realtek’s motion for equitable relief and the parties’ post-trial motions under Rules 50 and 59:

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Realtek’s motion for equitable relief: March 28, 2014
Post-trial motions: March 28, 2014
Oppositions due: April 11, 2014
Replies due: April 18, 2014
Hearing: May 9, 2014

IT IS SO ORDERED.

Dated: March 12, 2014

Ronald M. Whyte
RONALD M. WHYTE
United States District Judge