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FEDERAL TRADE COMMISSION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

FEDERAL TRADE COMMISSION,

Plaintiff,

vs.

QUALCOMM INCORPORATED, a Delaware corporation,

Defendant.

Case No. 5:17-cv-00220-LHK-NMC

PLAINTIFF FEDERAL TRADE COMMISSION'S UNOPPOSED MOTION TO RESCHEDULE DISCOVERY HEARING TO MAY 4, 2018 AND ORDER

DATE: May 2, 2018
TIME: 2:00 PM PST
CTRM: Courtroom 5
JUDGE: Hon. Nathanael M. Cousins

The Court has set a Discovery Status Hearing for May 2, 2018 at 2:00 p.m. (ECF No. 692). Counsel for Plaintiff Federal Trade Commission ("FTC") respectfully requests that the Court reschedule the hearing for May 4, 2018, or in, the alternative, that the Court grant the FTC permission to appear by telephone for the May 2, 2018 hearing. In support of this request, undersigned counsel for the FTC states as follows:

1. The Court has set a Discovery Status Hearing before Judge Cousins for May 2, 2018 at 2:00 p.m. (ECF No. 692).
2. The Court has set a Case Management Conference before Judge Koh for May 4, 2018 at 11:00 a.m. (ECF No. 706).
3. Counsel for the FTC respectfully requests that the May 2 Discovery Status Hearing be rescheduled for a time on May 4 that is convenient for the Court and does not conflict with the 11:00 a.m. Case Management Conference before Judge Koh. In the alternative, counsel for the FTC requests permission to appear by telephone for the May 2 Discovery Status Hearing.
4. Class Plaintiffs have agreed with this request.
5. Defendant Qualcomm Incorporated does not oppose this request.
6. Apple does not oppose this request.
7. Good cause exists for this request. To appear in person at the May 2 Discovery Status Hearing, undersigned counsel will incur significant travel expenses.

Dated: April 26, 2018

Respectfully submitted,

FEDERAL TRADE COMMISSION,

/s/ Jennifer Milici

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Attorneys for Federal Trade Commission

ORDER

The Joint Discovery Status Hearing previously scheduled for 2:00 p.m. on May 2, 2018 is hereby rescheduled for **10:00 a.m. on May 4, 2018.**

The hearing will also address these issues stated in the CMC statement:

1. Documents re proposed Broadcom transaction;
2. Objections during Jacobs depo;
3. Division of time for questions for the Tim Cook depo.

Dated: April 30, 2018

Honorable Nathanael M. Cousins
United States District Magistrate Judge

