UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

OFFICE OF THE CLERK

WILLIAM L. WHITTAKER
CLERK

June 5, 1986

450 GOLDEN GATE AVENUE
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FILED
JUN 05 1986
WILLIAM L. WITTAKER
CLERK, U. S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFOR
275

CASE NUMBER: C-82-5270 CAL

CASE TITLE: Magnavox -v- Activision

DATE MANDATE FILED: 5/23/86

TO COUNSEL OF RECORD:

The mandate of the United States Court of Appeals for the Ninth Circuit has been filed in the above captioned case. Appeal is dismissed.

Yours very truly,

WILLIAM L. WHITTAKER, Clerk

SALLY BOWCOCK

Case Systems Administrator

Distribution: Civil - Counsel of Record

Criminal - Counsel of Record
U. S. Marshal (Copy of Mandate)
U. S. Probation Office

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*ADMITTED IN NEW YORK STATE

June 9, 1986

Ms. Sally Bowcock
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RECEIVED
JUN 12 1986
NEUMAN, WILLIAMS,
ANDERSON & OLSON
THEODORE W. ANDERSON

Re: Magnavox v. Activision, Inc.
Case No.: C 82 5270 CAL

Dear Ms. Bowcock:

I would like to clarify the status of our appeal to the Federal Circuit. Today we received from your office a copy of the Judgement of the Federal Circuit dismissing our appeal No. 86-852 to the Federal Circuit. We also received a notice from your office file stamped June 5, 1986 that "the mandate of the United Status Court of Appeals for the Ninth Circuit" has been filed and that "the appeal is dismissed." I assume that this notice refers to the dismissal of our Federal Circuit appeal No. 86-852 (since we have no Ninth Circuit appeal) and that it does not affect or refer to the status of our present appeal, No. 86-1263.

I spoke to Cheri Borromeo in your office today who told me you were away for a few weeks. It was her understanding that the form should have said "Federal Circuit" and that it did not refer to our currently pending appeal. I will appreciate it if you could call me upon your return to confirm this.

Thank you for your assistance.

Sincerely yours,

Marla Miller

MARLA J. MILLER

MJM:cal