

NOTE: This order is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

**THERASENSE, INC. (NOW KNOWN AS ABBOTT
DIABETES CARE, INC.)
AND ABBOTT LABORATORIES,**
Plaintiffs-Appellants,

v.

**BECTON, DICKINSON AND COMPANY,
AND NOVA BIOMEDICAL CORPORATION,**
Defendants-Appellees,

AND

BAYER HEALTHCARE LLC,
Defendant-Appellee.

2008-1511, -1512, -1513, -1514, -1595

Appeals from the United States District Court for the
Northern District of California in consolidated case nos.
04-CV-2123, 04-CV-3327, 04-CV-3732, and 05-CV-3117,
Judge William H. Alsup.

TIVO INC.,
Plaintiff-Appellee,

v.

**EHOSTAR CORPORATION,
EHOSTAR DBS CORPORATION,
EHOSTAR TECHNOLOGIES CORPORATION,
ECHOSPHERE LIMITED LIABILITY COMPANY,
EHOSTAR SATELLITE LLC,
AND DISH NETWORK CORPORATION,**
Defendants-Appellants.

2009-1374

Appeal from the United States District Court for the Eastern District of Texas in case no. 2:04-CV-01, Judge David Folsom.

ON MOTION

O R D E R

Oral arguments *en banc* for the above-noted appeals are scheduled for Tuesday, November 9, 2010, in courtroom 201. Appeal No. 2008-1511, *Therasense, et al. v. Becton Dickinson and Company, et al.*, will be argued at 10 a.m. Appeal No. 2009-1374, *Tivo, Inc. v. Echostar Corporation, et al.*, will be argued at 11 a.m. Counsel for each side for each appeal will be allowed 30 minutes to argue. Counsel for each party shall notify the clerk in

writing by August 16, 2010, of the name of the attorney who will argue for that party.

FOR THE COURT

June 3, 2010

/s/ Jan Horbaly

Date

Jan Horbaly
Clerk

cc: Rohit Kumar Singla
Rachel Krevans
Bradford J. Badke
Seth P. Waxman
E. Joshua Rosenkranz
All Amicus Curiae Counsel
2008-1511, -1512, -1513,-1514,-1595
2009-1374