

NOTE: This order is nonprecedential.

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

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**IN RE COMCAST CORPORATION,**  
*Petitioner.*

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Miscellaneous Docket No. 963

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On Petition for Writ of Mandamus to the United States District Court for the Eastern District of Texas in case no. 09-CV-0116, Magistrate Judge Charles Everingham, IV.

**O R D E R**

Upon consideration of Comcast Corporation's unopposed motion to withdraw its petition for a writ of mandamus,

IT IS ORDERED THAT:

- (1) The motion is granted and the petition is dismissed.
- (2) Any pending motions are moot.

FOR THE COURT

JAN 28 2011

Date

/s/ Jan Horbaly

Jan Horbaly  
Clerk

cc: David J. Silbert, Esq.  
Sean A. Luner, Esq.  
Clerk, United States District Court For The Eastern  
District Of Texas

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**FILED**  
U.S. COURT OF APPEALS FOR  
THE FEDERAL CIRCUIT

JAN 28 2011

**JAN HORBALY**  
**CLERK**