

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

---

RICOH COMPANY, LTD.,

Plaintiff,

v.

ASUSTEK COMPUTER, INC., *et al.*,

Defendants.

ORDER

06-C-462-C

---

Before the court is the joint motion of plaintiff Ricoh and the Philips group of third-party defendants to stay action on Philips' pending motion for summary judgment and Ricoh's motion for relief under Rule 56(f). *See* dkt. 229. I am granting the motion but with a caveat.

The parties explain that they are working towards "an amicable resolution of their differences" and would appreciate some time to see if they can settle this piece of the lawsuit without incurring additional expenses. *Id.* at 3. In the event settlement eludes them, then Ricoh will conduct 30(b)(6) depositions of Philips during the weeks of June 25 and July 2. As a result, they request the court's forbearance until July 9, 2007.

This is all fine in theory, what with an October 1, 2007 trial date; but if the court grants the Rule 56(f) motion, then we have a problem. Or more precisely, Philips has a problem, because by the time briefing is completed on its summary judgment motion, the court might not have sufficient time to rule on the motion until the eve of trial, if at all. That said, one of this court's policies is not to look for trouble. The joint motion to stay a decision on the Rule 56(f) motion (dkt. 196) and to stay briefing Philips's motion for summary judgment (191) is

GRANTED. Not later than July 2, 2007 the parties are to apprise the court whether rulings will be needed on either or both motions.

Entered this 29<sup>th</sup> day of May, 2007.

BY THE COURT:

/s/

STEPHEN L. CROCKER  
Magistrate Judge