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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

23 TECHNOLOGY PROPERTIES LIMITED)
24 LLC, PHOENIX DIGITAL SOLUTIONS)
25 LLC, and PATRIOT SCIENTIFIC)
26 CORPORATION,)

27 Plaintiffs,)

28 v.)

NINTENDO CO., LTD. and NINTENDO)
OF AMERICA, INC.,)

Defendants.)

Case No. 12-cv-03881-JSW

**JOINT STATUS REPORT
REGARDING CO-PENDING ITC
INVESTIGATION**

Pursuant to the Court's October 3, 2012 Order (D.I. 17), Plaintiffs Technology Properties Limited LLC, Phoenix Digital Solutions LLC and Patriot Scientific Corporation (collectively, "TPL") and Defendants Nintendo Co., Ltd. and Nintendo of America Inc. (together, "Nintendo"), respectfully submit this status report regarding ITC investigation No. 337-TA-853.

The administrative hearing in the ITC was held June 3, 2013 through June 11, 2013. The administrative law judge issued a final Initial Determination on September 6, 2013, finding no violation of Section 337 as to Nintendo. TPL filed a Petition for Review of the Initial Determination on September 23, 2013, but did not seek review of the finding of no violation for Nintendo. Also on September 23, 2013, the respondents in the ITC investigation, including Nintendo, filed a Contingent Petition for Review of Initial Determination on Domestic Industry. Responses to both petitions are due October 1, 2013. The Commission's target date for completion of the ITC investigation is January 6, 2014.

The parties will continue to keep the Court apprised of any significant developments in the ITC investigation and/or modifications to the ITC investigation schedule, and will submit another status report in 120 days or upon termination of the investigation as to any party hereto, whichever occurs first.

Dated: September 30, 2013

Respectfully Submitted,
AGILITY IP LAW, LLP

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ATTESTATION

I, Thomas T. Carmack, am the ECF User whose ID and password are being used to file this document. In compliance with Local Rule 5-1(i)(3), I hereby attest that Matthew J. Brigham has concurred in this filing.

Dated: September 30, 2013

/s/ Thomas T. Carmack
Thomas T. Carmack