IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

U.S. PHILIPS CORPORATION, Plaintiff, v. EASTMAN KODAK COMPANY, Defendant.	)	Civil Action No. 06-00251-GMS

DEFENDANT EASTMAN KODAK COMPANY'S MOTION TO STAY LITIGATION OF U.S. PATENT NO. 4,901,075 PENDING COMPLETION OF PATENT REEXAMINATION

Defendant and Counterclaim Plaintiff Eastman Kodak Company ("Kodak") hereby submits this Motion to Stay Litigation of U.S. Patent No. 4,901,075 Pending Completion of Patent Reexamination. Kodak brings this motion in light of its request for *ex parte* reexamination of U.S. Patent No. 4,901,075, filed with the United States Patent and Trademark Office on February 7, 2008. A stay of this litigation will promote judicial economy and will not prejudice Plaintiff U.S. Philips Corporation ("Philips"). In support of this motion, Kodak files its Opening Brief and the Declaration of Nicole Wyll.

Dated: February 11, 2008

Respectfully Submitted,

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DEFENDANT EASTMAN KODAK COMPANY'S STATEMENT PURSUANT TO LOCAL RULE 7.1.1 IN SUPPORT OF MOTION TO STAY LITIGATION OF U.S. PATENT NO. 4,901,075 PENDING COMPLETION OF PATENT REEXAMINATION

I, Francis DiGiovanni, Esq., an attorney for defendant, hereby state that the parties attempted to reach an agreement on the matters set forth in defendant's Motion to Stay Pending Reexamination. Specifically, on February 8, 2008, Richard T. Mulloy, Esq., counsel for defendant, proposed the relief sought in this motion to Steven Anzalone, Esq., counsel to plaintiff, and Mr. Anzalone stated that plaintiff would oppose the motion.

Date: February 11, 2008

/s/ Francis DiGiovanni
Francis DiGiovanni (#3189)

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

U.S. PHILIPS CORPORATION, Plaintiff, v. EASTMAN KODAK COMPANY, Defendant.	)	Civil Action No. 06-00251-GMS

[PROPOSED] ORDER GRANTING EASTMAN KODAK COMPANY'S MOTION TO STAY LITIGATION OF U.S. PATENT NO. 4,901,075 PENDING COMPLETION OF PATENT REEXAMINATION

The Court, having considered Defendant's Motion to Stay Litigation of U.S. Patent No. 4,901,075 Pending Completion of Patent Reexamination ("Motion to Stay"), and for good cause appearing therefore, Defendant's Motion to Stay is GRANTED pending completion of the reexamination of U.S. Patent No. 4,901,075.

SO ORDERED this _____day of _____, 2008

_____
Chief Judge Gregory M. Sleet
United States District Court for the District of Delaware

CERTIFICATE OF SERVICE

I, Francis DiGiovanni, hereby certify that on February 11, 2008, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to registered counsel of record via e-mail.

I hereby further certify that on February 11, 2008, I caused a copy of the foregoing document to be served on the following counsel of record by the manner so indicated:

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