IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

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| PAPST LICENSING GMBH & CO. KG,<br><br>Plaintiff,<br><br>v.<br><br>OLYMPUS CORPORATION, OLYMPUS IMAGING AMERICA, INC.,<br><br>Defendants. | ) | C. A. No. 07-415-*** |

**PLAINTIFF'S CROSS-MOTION TO STAY THE PROCEEDINGS PENDING THE MDL PANEL'S DETERMINATION ON CONSOLIDATION**

Plaintiff Papst Licensing GmbH & Co. KG hereby respectfully moves to stay all proceedings in this action pending the Judicial Panel on Multidistrict Litigation's determination of whether to consolidate this action with several other actions for pre-trial proceedings. The grounds for this motion are set forth in the accompanying brief and supporting exhibits.

ASHBY & GEDDES

/s/ *John G. Day*

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Dated: August 20, 2007
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| PAPST LICENSING GMBH & CO. KG,<br><br>Plaintiff,<br><br>v.<br><br>OLYMPUS CORPORATION, OLYMPUS IMAGING AMERICA, INC.,<br><br>Defendants. | ) | C. A. No. 07-415-*** |

**ORDER DENYING DEFENDANTS' MOTION TO TRANSFER AND GRANTING PLAINTIFF'S MOTION TO STAY**

This _____ day of _____, 2007, defendants Olympus Corporation and Olympus Imaging America, Inc. (collectively "Olympus") having moved to transfer this matter to the United States District Court for the District of Columbia, and plaintiff Papst Licensing GmbH & Co. KG having moved to stay this case pending the Judicial Panel on Multidistrict Litigation's ("MDL") determination on consolidation of this matter with five other actions, and the Court, after considering the issues, having concluded that good grounds exist for plaintiff's requested relief; now therefore,

**IT IS HEREBY ORDERED** that:

(i) Olympus' motion is **DENIED.**

(ii) Papst's motion is **GRANTED**. This case is hereby stayed pending the MDL's decision on consolidation.

_____
United States Magistrate Judge

**CERTIFICATION PURSUANT TO LOCAL RULE 7.1.1**

I hereby certify that counsel have discussed the subject matter of the attached motion, but that an agreement could not be reached.

*/s/ John G. Day*

John G. Day