

FILED IN CHAMBERS  
U.S.D.C. - Rome

JAN 09 2014

JAMES N. HATTEN, Clerk  
*J. Hatten*  
Deputy Clerk

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

CANON, INC.,

Plaintiff,

v.

COLOR IMAGING, INC. and  
GENERAL PLASTIC INDUSTRIAL  
CO., LTD.,

Defendants.

CIVIL ACTION

NO. 1:11-CV-3855-RLV

O R D E R

After carefully considering the claims construction report and recommendation of Special Master Gaynell C. Methvin dated August 26, 2013 [Doc. No. 168], the court receives it with approval and adopts it as the opinion and order of this court. In adopting the Special Master's report and recommendation without any modifications, the court notes that it carefully considered the objections to the report and recommendation filed by the plaintiff and the defendants [Doc Nos. 158 a this court to alter some of the Spec terms, the court can find no legal Special Master's well-reasoned repc

GPI EXHIBIT 1005  
GENERAL PLASTIC v. CANON  
IPR2016-01359

FILED IN CHAMBERS  
U.S.D.C. - Rome

JAN 09 2014

JAMES N. HATTEN, Clerk  
*J. Hatten*  
Deputy Clerk

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

CANON, INC.,

Plaintiff,

v.

COLOR IMAGING, INC. and  
GENERAL PLASTIC INDUSTRIAL  
CO., LTD.,

Defendants.

CIVIL ACTION

NO. 1:11-CV-3855-RLV


O R D E R

After carefully considering the claims construction report and recommendation of Special Master Gaynell C. Methvin dated August 26, 2013 [Doc. No. 168], the court receives it with approval and adopts it as the opinion and order of this court. In adopting the Special Master's report and recommendation without any modifications, the court notes that it carefully considered the objections to the report and recommendation filed by the plaintiff and the defendants [Doc Nos. 158 and 159]. While the parties ask this court to alter some of the Special Master's claim construction terms, the court can find no legal or factual reason to alter the Special Master's well-reasoned report and recommendation. In fact,

objections to the report and recommendation [Doc. Nos. 158 and 159] and ADOPTS the report and recommendation [Doc. No. 168].

Within 10 days of the docketing of this order, the court DIRECTS the parties to file a status report informing the court whether there is any opposition to the continuation of the Special Master's referral. If there is no opposition to the continuation of the referral, the court DIRECTS the parties to file a proposed order that outlines the scope of the Special Master's continued referral within 21 days of the docketing of this order.<sup>1</sup> Additionally, the parties are DIRECTED to inform the court whether they believe that mediation would be productive at this stage in the litigation or whether such mediation would be more appropriate after the filing of dispositive motions.

SO ORDERED, this 9<sup>th</sup> day of January, 2014.

  
ROBERT L. VINING, JR.  
Senior United States District Judge

---

<sup>1</sup> Given this court's complete adoption of the Special Master's report and recommendation, the court expects that there may be some reluctance on the part of some parties to continue the referral. However, the Special Master, in this court's opinion, is best suited to hear any future dispositive motions which may be filed by the parties given his firm understanding of the claim