

IN THE UNITED STATES COURT OF APPEALS  
FOR THE SEVENTH CIRCUIT

UNIVERSITY OF ILLINOIS FOUNDATION

Plaintiff and  
Counterclaim Defendant  
Appellee,

v.

BLONDER-TONGUE LABORATORIES

Defendant and  
Counterclaimant  
Appellant,

v.

JFD ELECTRONICS CORPORATION

Counterclaim Defendant  
Appellee.

CAUSE NO. 17153

U.S.C.A. — 7th Circuit

FILED

MAR 4 - 1970

KENNETH J. CARRICK  
Clerk

PETITION FOR STAY OF MANDATE

Defendant and Counterclaimant Appellant,  
BLONDER-TONGUE LABORATORIES, hereby petitions this Court  
for a stay of the issuance of the mandate in the above  
matter. This Court entered judgment on the appeal on  
February 13, 1970, and the Defendant and Counterclaimant  
Appellant, BLONDER-TONGUE LABORATORIES, has submitted a  
petition for rehearing on February 27th. It is believed  
that the mandate should be stayed under Rule 41(b) F.R.A.P.

pending the decision of the Court with respect to the petition for rehearing. Further, if the petition for rehearing is denied, it presently appears likely that the Defendant and Counterclaimant Appellant, BLONDER-TONGUE LABORATORIES, will make application to the Supreme Court for a Writ of Certiorari in view of the conflicting decisions by this Court and the Court of Appeals for the Eighth Circuit in a University of Illinois v. Winegard Company case, 402 F.2d 125. For these reasons, it is requested that this Court enter an order staying the issuance of the mandate in this cause.

By

Attorneys for Defendant and  
Counterclaimant Appellant  
HOPGREN, WEGNER, ALLEN,  
STELLMAN & McCORD  
20 North Wacker Drive  
Chicago, Illinois 60606

\_\_\_\_\_, 1970

ACKNOWLEDGEMENT OF SERVICE

We hereby acknowledge that we received two copies of the foregoing PETITION FOR STAY OF MOTION this 4<sup>th</sup> day of March, 1970.

MERRIAM, MARSHALL, SHAPIRO & KLOSE

By Basil P. Marum  
Attorneys for Plaintiff-Appellee  
University of Illinois Foundation

ACKNOWLEDGEMENT OF SERVICE

We hereby acknowledge that we received two copies of the foregoing PETITION FOR STAY OF MOTION this 4<sup>th</sup> day of March, 1970.

SILVERMAN & CASS

By Myron C. Cass  
Attorneys for Counterclaim  
Defendant-Appellee,  
JFD Electronics Corporation