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ASSOC.

November 28, 1983

Thomas A. Briody, Esquire
Corporate Patent Counsel
North American Philips Corporation
580 White Plains Road
Tarrytown, New York 10591

Re: Magnavox v. Activision

Dear Tom:

To confirm some of our previous conversations, the Activision case has been reassigned to Judge John P. Vukasin, Jr. of the District Court in San Francisco. Judge Vukasin was sworn in as a District Court Judge on November 15th of this year, but has had prior experience as a State Court Judge. Copies of two press clippings and a page with biographical information on Judge Vukasin are enclosed herewith for your information.

Judge Vukasin requested that counsel for the parties appear at a status hearing on last Tuesday, November 22. Judge Vukasin set May 31, 1984 as the discovery cut-off date, September 27, 1984 at 10:00 A.M. for a pre-trial conference, and October 8, 1984 for trial. We informed the Judge that the trial was expected to take approximately two weeks or ten trial days.

Very truly yours,

NEUMAN, WILLIAMS, ANDERSON & OLSON

By_____
James T. Williams

JTW/sjm
Enc.

CC: A. Tamoshunas, Esquire/with enc.
L. Etlinger, Esquire/with enc.
T. W. Anderson, Esquire

SAN FRAN CA 94104

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The RE

107th Year No. 223

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WEDNESDAY

Judge John Vukasin to be Sworn in Today

By Dee Ziegler
RECORDER Staff Writer

Judge John P. Vukasin Jr. will be sworn in today as U.S. District Judge for the Northern District of California.

First appointed to the bench in Alameda County Superior Court by former Gov. Ronald Reagan in 1974, Vukasin was appointed by the president to the federal court Sept. 20.

Vukasin will fill a vacancy created last fall when U.S. District Court Judge Stanley A. Weigel became a senior judge.

Presiding over the 4 p.m. induction in the Ceremonial Courtroom of the Federal Building, U.S. District Court Chief Judge Robert F. Peckham will administer the oath of office as the other members of the court sit *en banc*.

Guest speakers include 9th Circuit U.S. Court of Apeals Chief Judge James R. Browning; Oakland Mayor Lionel Wilson; and Alameda County Superior Court Senior Judge Robert H. Kroninger.

Other guest speakers are John A. Sutro Sr., senior partner in the San Francisco firm Pillsbury, Madison & Sutro; Lincoln Mintz, senior partner in the Oakland firm Mintz, Giller, Himmelman & Mintz; Robert Cartwright, senior partner in the San Francisco firm Cartwright, Sucherman, Slobodin & Fowler; Robert V. Dalenberg, vice president and general counsel, Pacific Telephone & Telegraph Co.; and Justin Roach, senior partner in the Oakland firm Crosby, Heafey, Roach & May.

A 1956 graduate of the University of California at Berkeley Law School — Boalt Hall, Vukasin was in private practice until 1969 when he was appointed commissioner of the California Public Utilities Commission by former Gov. Reagan.

He served as chairman of the state PUC from 1970 to 1972 and as president of the Western Conference of Public Service Commissions from 1971-1972.



John P. Vukasin, Jr.

Vukasin was chairman of the American Bar Association's Section of Public Utility Law in 1981-82 and a member of that group's governing council from 1970 to 1973.

His articles on anti-merger laws and the value of the grand jury have been published in the Antitrust Bulletin and the Journal of the State Bar of California, respectively.

Induction ceremonies will be held at 4 p.m. in the Ceremonial Courtroom, 19th floor of the Federal Building, 450 Golden Gate Ave.

'Stockholm Syndrome'

Facing 'Involuntary Alliance' Issue

DETROIT – A judge hearing a kidnapping-sexual abuse case will be asked to decide if there is a point at which a victim enters an involuntary alliance with the captor for survival, as some psychiatrists claim.

The trial starting today before Recorder's Court Judge M. John Shamo will test a psychological phenomenon first brought into focus 10 years ago when Erik Olsson's hostages were freed from Stockholm's Swedish Kreditibanken vault after a six-day ordeal. The phenomenon is called the

In June, the woman allegedly endured three days of sexual abuse interwoven with satanic chants and Christian prayers, and told police she hugged one of her accused tormentors as she was being released.

Assistant Prosecutor Joseph Koch will try to prove the victim is a "sister in stress" with one of Olsson's victims, Kristin Enmark. Olsson had threatened to shoot her unless he was set free. On her release, she smiled at him and said "We'll see each other again."

Koch will call Dr. Harley Stock of

Defense attorneys John Goldpaugh and Charles Campbell say the woman's conduct shows she was a willing participant who later made up a bizarre tale to explain her absence from her family.

They have asked Shamo to bar Stock's testimony, saying the syndrome is not based on scientific facts.

Dr. Frank Ochberg, a former director of the state Mental Health

(Continued on Page 9)

Suits Over Wrongful D

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ECT ANDRZEJ SARNA
lled it 'Tylenol hysteria'

ople are hysterical because of
l. He mistook me for someone
anted to poison his stuff," said
. "When I was close to his stand,
hing was moving in his aquari-
fish or a live crab splashed some
. He could have thought that I
it."
lice have taken four or five crabs,
-pound of prawns and about a
clams to determine if they have
contaminated with the toxin.
spector Robert McAllister said the
d will have to be sent out to a
e laboratory for analysis, which
be done until tomorrow.
's being kept in cold storage in
oroner's office," he said. "It's not
ered an emergency analysis."
rna challenged police to immedi-
test the seafood, which he says
rove his innocence.

Reagan may elevate controversial judge

By Stephanie Salter and Tom Hall
Examiner staff writers

What Richard Nixon couldn't do 10 years ago and Gov. Ronald Reagan couldn't do eight years ago, President Reagan is attempting to do now:

Appoint John P. Vukasin to a high judgeship.

The Examiner has learned the current Alameda County Superior Court judge is the man Sen. S.I. Hayakawa and the Reagan administration want to fill the $70,300-a-year lifetime position on the U.S. District Court in San Francisco. Judge Stanley Weigel's semi-retirement has created the opening.

Vukasin, 58, was proposed for the same position in April 1972 by Nixon, who wanted to elevate U.S. District Court Judge Samuel Conti to the Ninth Circuit Court of Appeals. The State Commission on Judicial Appointments was besieged by opponents of that plan. They took issue with Conti and with the reputation Vukasin built as a chairman of the Public Utilities Commission from 1970 to 1971.

Nixon gave up and let Reagan have a go at it two years later when the then-governor nominated Vukasin for the First District Court of Appeal in San Francisco. At an unusual public hearing before the judiciary appointments committee, people spoke for and against Vukasin.

One of the most effective speakers against the appointment was Seth M. Hufstedler, then president of the California Bar Association. Representing the group, he said that Vukasin did not have the trial experience necessary for an appeals court judge, and that the appellate appointment should not be "another man on the street."

Another opponent of the nomination was William Bennett, who served on the PUC with Vukasin.

"Besides his lack of experience, he was opposed because there was a belief that he wasn't a fair man," said Bennett, who is now the chairman of the State Baord of Equalization. "He was just outrageous in the way he conducted the (PUC) hearings. The state supreme court reversed three of his decisions on Southern Pacific. He was a typical conservative, if not reactionary Republican. I just hope he's learned something from being on the bench in Alameda County."

Citing "unwarranted controversy," Reagan withdrew Vukasin's name in 1974, something that hadn't happened to an appellate nominee since 1942.

Four months later, Reagan appointed Vukasin to the Alameda County Superior Court bench, a move that did not require any state approval.

Long an active Republican, Vukasin was the Northern California director of Barry Goldwater's campaign for president and the Alameda County chapter chairman for Nixon's 1960 attempt at the presidency.

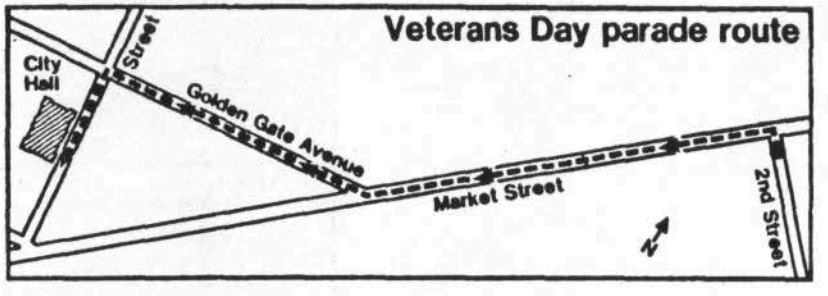
When a local newspaper endorsed Lyndon Johnson instead of Goldwater, Vukasin issued a statement calling the endorsement "an endorsement of street riots, of smut, the fast buck and of 90 mile-an-hour beer-drinking limousine drivers."

Vukasin graduated from UC-Berkeley, took his law degree from Boalt Hall and served as a trial attorney for the state Division of Highways before entering private practice in 1958.

His appointment to the PUC in January 1969 was the fourth by Reagan to the five-member board. During his two-year presidency of the PUC, Vukasin came under fire several times for a variety of actions, including the closing of board sessions to the public and PUC staffers and an attempt to forbid all but licensed attorneys from airing consumer complaints at open PUC hearings.



JUDGE JOHN P. VUKASIN
Name withdrawn twice



Parade today

San Francisco's Veterans Day Parade, organized by the American Legion to honor Vietnam veterans, begins at 1 p.m. today at Second and Market streets. Veterans Day is Thursday.

10, 1965), elected in 1972, and reelected in 1978. Judge, Municipal Court, Anaheim-Fullerton Judicial District, Orange County, 1961–65, appointed by Governor Brown. Practiced law in Buena Park, Orange County. Admitted to Calif Bar Jan 14, 1954. Education: Southwestern Univ and Law School, Los Angeles, Calif. Born Sept 4, 1920 in Los Angeles, Calif.

Member, Calif Judges Assn.

VIRGA, Michael J. JUDGE, SUPERIOR COURT, Sacramento County. (Courthouse, 720 9th St, Sacramento 95814; (916) 440-7584.) Appointed by Governor Reagan June 28, 1974 (oath July 3, 1974), and elected in 1976. Judge, Municipal Court, Sacramento Municipal Court District, Sacramento County, Jan 21, 1970 (date of oath) to July 3, 1974, appointed Dec 18, 1969 by Governor Reagan. Served as Deputy District Attorney, Sacramento County, and as City Prosecutor, Sacramento. Private law practice, Sacramento, 1963–70. Admitted to Calif Bar Jan 7 1959. B.S. (1953) and LL.B. (1958), Univ of Santa Clara and Law School, Santa Clara, Calif. Born Jan 11, 1932 in Sacramento, Calif. Married.

Member, Calif Judges Assn. Republican.

VOGEL, Charles S. JUDGE, SUPERIOR COURT, Los Angeles County. Appointed by Governor Reagan Nov 19, 1970, effective Nov 23, 1970, and retired from bench June 6, 1977. (Member, Executive Committee, 1974; Chairman, Rules Committee, 1975; Supervising Judge, Law and Discovery, 1977; and member, CALJIC Committee, 1976.) Served on assignment as Associate Justice *pro tempore*, Court of Appeal, Second Appellate District, Jan–June 1974 and Sept 1975 through June 1976. Judge, Municipal Court, Pomona Judicial District, Los Angeles County, 1969–70, appointed by Governor Reagan. Member, Pomona Planning Commission, 1966–67 (author of paper on zoning with respect to alcoholic beverages prepared for City Attorneys' Division of League of Calif Cities). Author: *Policy Manual Relating to Law and Motion Matters*, Los Angeles County Superior Court. Moderator of CEB programs, including: "Use and Abuse of Interrogatories," 1973; "Practice Under California's New Summary Judgment Law," 1974; "Creating and Implementing a Discovery Plan," 1975; and "The Final 100 Days — Bringing a Case to Trial," 1977. Private law practice, Los Angeles, Los Angeles County (associate and later partner, Allard, Shelton & O'Connor, 1959–69; and with Nossaman, Krueger & Marsh, 1977–). Admitted to Calif Bar and to US Dist Court, Southern [now Southern and Central] Dist of Calif, June 10, 1959, and to US Tax Court May 5, 1965. LL.B. (1959), Univ of Calif at Los Angeles Law School. B.A. (1955), Pomona College, Claremont, Calif. Served in US Navy, 1955–56. Born Aug 26, 1932 in Los Angeles, Calif. Married Sally Ellis June 26, 1960 in Santa Monica, Calif. Two children: Steven Paul, born Oct 30, 1960; and Beverly, born Nov 2, 1962.

Member: American (1959–), Los Angeles County (1959–), and Pomona Valley (1959–; Secretary-Treasurer, 1967–68; Second Vice President, 1968–69) Bar Assns; Claremont Family Service, Claremont, 1969– (Trustee, 1969); Sierra Club, San Francisco, Calif, 1960–; and Audubon Society. Presbyterian. Member, Claremont Presbyterian Church, 1965– (Elder and President, 1968–). Republican. Enjoys skiing and hiking.

von BEROLDINGEN, Dorothy. JUDGE, MUNICIPAL COURT, San Francisco Judicial District, City & County of San Francisco. (Hall of Justice, 850 Bryant St, San Francisco 94103; (415) 558-3925.) Appointed by Governor Brown Jr. Sept 8, 1977 (oath Oct 6, 1977). Member: Board of Supervisors, City & County of San Francisco, 1966–77; Golden Gate Bridge Board, San Francisco, 1976–77; and Governor's Commission on Law of Pre-Emption, San Francisco, 1966–67. Vice President, Economic Opportunity Council (EOC), San Francisco, 1964–66. Civil Service Commissioner, City & County of San Francisco, 1964–66. Member, Governing Committee, CJER, 1979–81. Adjunct Professor of Law (Accounting for Lawyers), Hastings College of the Law, San Francisco, 1973–74. Professor of Law, Lincoln Univ School of Law, San Francisco, 1959–69 (Federal Income, Gift & Estate Taxation, 1959–69; and Legal Accounting, 1964–69). Private law practice, San Francisco, 1955–77 (associate, Law Offices of John V. Lewis, 1955–56; associate, Law Offices of Wayne Hea, 1956–57; partner, Lukes, Bassoni & von Beroldingen, 1957–59; and sole practitioner, 1959–77). Admitted to Calif Bar, to US Court of Appeals, Ninth Circuit, and to US Dist Court, Northern Dist of Calif, Jan 11, 1955, and to US Tax Court and Internal Revenue Service in 1955. J.D. (1954), San Francisco Law School, San Francisco. Attended Univ of San Francisco Law School, San Francisco, 1950–54 (Order of the Woolsack). A.A. (1935), Univ of Calif, Berkeley (Honor Society; and Alpha Xi Delta). Also attended Northwestern Univ, Evanston, Ill (Alpha Xi Delta). Attended 17 primary and secondary schools in Panama Canal Zone; Chicago and Oak Park, Ill; Anacortes, Wash; Oakland, Calif; and other cities. Born in Oak Park, Ill. Marital status, divorced. One son, Paul, born Sept 12, 1944.

Member: American Judges Assn; Calif Judges Assn; ABA; San Francisco Lawyers' Club; Queen's Bench; Business and Professional Women's Club; and Democratic Women's Forum.

VUKASIN, John P., Jr. JUDGE, SUPERIOR COURT, Alameda County. (Courthouse, 1225 Fallon St, Oakland 94612; (415) 874-6184.) Appointed by Governor Reagan Sept 25, 1974 (oath Oct 22, 1974). Commissioner, Calif Public Utilities Commission, San Francisco, Jan 3, 1969 to Oct 22, 1974 (President, 1970–72). Trial Attorney, State Dept of Public Works, San Francisco, 1956–58. Private law practice, Oakland, 1958–69. Visiting Professor (Business Law), Calif State Univ at Hayward, 1968. Author: "Antitrust Laws — Yesterday, Today, Tomorrow," *Antitrust Bulletin* (1958); and "The Grand Jury — Useful or Useless," *State BJ* (1959). Admitted to Calif Bar Dec 19, 1956. B.A. (Jan 1950) and J.D. (June 1956), Univ of Calif and Boalt Hall School of Law, Berkeley. Served in US Army Jan 1951 to Jan 1953. Married Carol Sue Davis in July 1956 in Sacramento, Calif. Five children: John Peter III, Kirk Edwin, Alexander George, Kim Joan, and Karen Lynn.

Former Director and Officer, University Club of Alameda County. Member: Calif Judges Assn; ABA (Governing Council, Public Utility Law Section, 1970–73); National Assn of Regulatory Utility Commissioners, 1969–74; Western Conference of Public Service Commissions, 1969–74 (President, 1971–72); Board of Directors, Iowa State Conference on Public Utility Valuation and the Ratemaking Process, 1969–; Electric Power Research Institute (Advisory Council, 1973–75); Administrative Conference of the US, 1972–76; National Panel of Arbitrators, American Arbitration Assn; and Univ of Calif Alumni Assn (life member). Member: Athenian-Nile Club; Oakland Consistory, Scottish Rite; and F & AM, Yerba Buena Lodge.

WADDINGTON, Lawrence C. JUDGE, MUNICIPAL COURT, Los Angeles Judicial District, Los Angeles County. (Criminal Courts Bldg, 210 W Temple St, Los Angeles 90012; (213) 974-6031.) Appointed by Governor Reagan June 1, 1973 (oath June 4, 1973), and elected in 1978. Faculty member, Calif Trial Judges College Session [now Calif Judicial College], 1975–. Assistant Attorney General, Calif, 1971–73. Deputy District Attorney, Los Angeles County, 1957–70. Served as Assistant Professor, Calif State Univ, and as Instructor, National College of the Judiciary. Law clerk, Appellate Division, Los Angeles County Superior Court, 1956–57. Author: *Arrest, Search & Seizure* (1974), and *Criminal Evidence* (1978), both published by Glencoe Press. Admitted to Calif Bar June 4, 1957 and to US Dist Court, Southern [now Southern and Central] Dist of Calif, in 1957. J.D. (1956), Univ of Calif at Los Angeles Law School. B.A. (1953), Colorado College, Colorado Springs, Colo. Graduate: Oak-Ogden Elementary School (1945) and La Grange High School (1949), both in La Grange, Ill. Born Dec 12, 1931 in Hinsdale, Ill. Married Jane Hoffman Sept 10, 1977. Four children by prior marriage: Carol Jean; Susan Marie; James Arthur; and Charles Michael.

Member: Calif Judges Assn, 1973–; and Municipal Court Judges' Assn of Los Angeles County, 1973–. Catholic. Republican. Enjoys reading.

WAGLER, S. Victor. JUDGE, SUPERIOR COURT, Alameda County. Appointed by Governor Olson Feb 2, 1939 (oath same day), elected in subsequent elections, and retired from bench Feb 2, 1967. Private law practice, Oakland, Alameda County, 1931–39 (with Wagler & Huff), and 1967– (senior member, Wagler & Falche).