

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

FILED

OCT 14 2010

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

PERFECT 10, INC.,

Plaintiff-counter-defendant-Appellant,

v.

GOOGLE, INC., a corporation,

Defendant-counter-claimant-Appellee.

No. 10-56316

D.C. No. 2:04-cv-09484-AHM-SH  
Central District of California,  
Los Angeles

ORDER

The court acknowledges receipt of appellant Perfect 10's fax letter dated and filed October 13, 2010. Counsel's letter is construed to be an unopposed motion for permission to file an oversize opening brief of no more than 16,750 words. So construed, the motion is granted.

The briefing schedule previously established by the court remains in effect. In the event appellee requires an oversize brief, appellee shall make a separate request.

This case remains in the Mediation Program for purposes of case management. As such, all procedural requests or motions shall be directed to the undersigned.

FOR THE COURT

By: C. Lewis Ross  
Circuit Mediator