

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FEB 03 2011

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

<p>PERFECT 10, INC.,</p> <p>Plaintiff-counter-defendant - Appellant,</p> <p>v.</p> <p>GOOGLE, INC., a corporation,</p> <p>Defendant-counter-claimant - Appellee.</p>
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No. 10-56316

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

ORDER

This is a preliminary injunction appeal.

Appellee's motion to strike portions of appellant's excerpts of record is referred to the panel that will hear the merits of this appeal for whatever consideration the panel deems appropriate.

Briefing is completed.

FOR THE COURT:

MOLLY C. DWYER
CLERK OF COURT

By: Amber West
Deputy Clerk

AW/MOATT