

Perfect 10 Inc v. Google Inc et al

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14 UNITED STATES DISTRICT COURT
 15 CENTRAL DISTRICT OF CALIFORNIA

16 PERFECT 10, INC.,
 17 Plaintiff,
 18 vs.
 19 GOOGLE INC., *et al.*
 20 Defendants.

Case No. CV 04-9484 AHM (SHx)
**STIPULATION AND ~~PROPOSED~~
 ORDER FOR CONTINUANCE OF
 HEARING AND FOR BRIEFING
 SCHEDULE ON PLAINTIFF'S
 MOTION FOR PRELIMINARY
 INJUNCTION**

21 GOOGLE INC., a corporation,
 22 Counterclaimant,
 23 vs.
 24 PERFECT 10, INC., a California
 25 corporation,
 26 Counter-defendant.

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 BY *[Signature]* 077

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SCANNED

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9 PERFECT 10, INC.

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1 WHEREAS, Plaintiff filed its Motion for Preliminary Injunction (the
2 "Motion") on August 24, 2005 with a hearing scheduled for September 19, 2005, and

3 WHEREAS, the parties have agreed to a modified hearing date and briefing
4 schedule for the Motion that will allow the parties and the Court adequate time for
5 preparation of the briefs and the hearing,

6 The parties hereby stipulate, and request that the Court enter an order, as
7 follows:

8 1. Defendant shall file and personally serve upon Berman, Mausner &
9 Resser (and by overnight courier to other counsel of Plaintiff) its brief in opposition to
10 the Motion on September 26, 2005;

11 2. Plaintiff shall file and serve by overnight courier to Winston &
12 Strawn's San Francisco office its reply brief in support of the Motion on October 17,
13 2005; and

14 3. the hearing for the Motion shall be rescheduled to October 31, 2005
15 at 10:00 a.m. (or as soon thereafter as is convenient for the Court).

16 IT IS SO STIPULATED.

Respectfully submitted,

17 Dated: August 31, 2005

WINSTON & STRAWN LLP

18
19 By: Andrew P. Bridges *ms*
20 Andrew P. Bridges
21 Attorneys for Defendant and
Counterclaimant Google Inc.

22 Dated: August 31, 2005

BERMAN, MAUSNER & RESSER

23
24 By: Jeffrey N. Mausner
25 Jeffrey N. Mausner
26 Attorneys for Plaintiff and Counter-
27 defendant Perfect 10, Inc.
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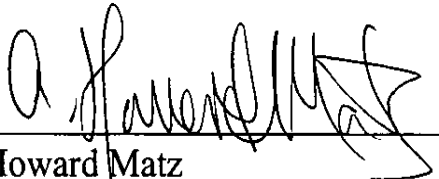
ORDER

Having reviewed and considered the foregoing stipulation, The Court **HEREBY ORDERS** that:

1. Defendant shall file and personally serve upon Berman, Mausner & Resser (and by overnight courier to other counsel of Plaintiff) its brief in opposition to Plaintiff's Motion for Preliminary Injunction on September 26, 2005;
2. Plaintiff shall file and serve (by overnight courier to Winston & Strawn's San Francisco and Los Angeles offices) its reply brief in support of the Motion on October 17, 2005; and
3. the hearing on Plaintiff's Motion for Preliminary Injunction is continued to October 31, 2005 at 10:00 a.m.

IT IS SO ORDERED:

Date: 9/2/05



 Hon. A. Howard Matz
 United States District Judge

PROOF OF SERVICE

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STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss

CANNED

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is Winston & Strawn LLP, 333 South Grand Avenue, 38th Floor, Los Angeles, CA 90071-1543. On September 1, 2005, I served the within documents:

STIPULATION AND [PROPOSED] ORDER FOR CONTINUANCE OF HEARING AND FOR BRIEFING SCHEDULE ON PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION

by causing to be personally delivered the document(s) listed above to the person(s) at the address(es) set forth below.

Jeffrey N. Mausner, Esq.
Berman, Mausner & Resser
11601 Wilshire Boulevard, Suite 600
Los Angeles, CA 90025-1742

by causing the document(s) listed above to be delivered via overnight delivery (Federal Express) to the person(s) at the address(es) set forth below.

Russell J. Frackman, Esq.
Jeffrey D. Goldman, Esq.
Mitchell Silberberg & Knupp LLP
11377 West Olympic Boulevard
Los Angeles, CA 90064

Daniel J. Cooper, Esq.
Perfect 10, Inc.
72 Beverly Park Drive
Beverly Hills, CA 90210

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on September 1, 2005, at Los Angeles, California.

Rebecca L. Willis

Rebecca L. Willis