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11 UNITED STATES DISTRICT COURT  
 12 CENTRAL DISTRICT OF CALIFORNIA

13 PERFECT 10, INC., a California  
 corporation,  
 14  
 Plaintiff,  
 15  
 vs.  
 16 GOOGLE INC., a corporation; and  
 17 DOES 1 through 100, inclusive,  
 18  
 Defendants.

CASE NO. CV 04-9484 AHM (SHx)  
 [Consolidated with Case No. CV 05-  
 4753 AHM (SHx)]

**DISCOVERY MATTER**

**GOOGLE INC.'S NOTICE OF  
 MOTION AND MOTION TO  
 COMPEL PERFECT 10 (1) TO  
 PRODUCE DOCUMENTS, (2) TO  
 COMPLY WITH PROTECTIVE  
 ORDER, AND (3) TO AFFIX  
 DOCUMENT CONTROL  
 NUMBERS TO ITS DOCUMENT  
 PRODUCTION**

19 AND COUNTERCLAIM

**[Joint Stipulation, Declaration of  
 Rachel Herrick Kassabian, and  
 (Proposed) Order filed concurrently  
 herewith]**

20 PERFECT 10, INC., a California  
 corporation,  
 21  
 Plaintiff,  
 22  
 vs.  
 23 AMAZON.COM, INC., a corporation;  
 24 A9.COM, INC., a corporation; and  
 25 DOES 1 through 100, inclusive,  
 26  
 Defendants.

Hon. Stephen J. Hillman

Date: June 1, 2009  
 Time: 2:00 PM  
 Crtrm.: 550

Discovery Cutoff: None Set  
 Pretrial Conference Date: None Set  
 Trial Date: None Set

Case No. CV 04-9484 AHM (SHx) [Consolidated  
 with Case No. CV 05-4753 AHM (SHx)]

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE THAT on June 1, 2009, at 2:00 p.m., or as soon  
3 thereafter as the matter may be heard, in the courtroom of the Honorable Stephen J.  
4 Hillman, located at 255 East Temple Street, Los Angeles, CA 90012, Courtroom  
5 550, defendant and counterclaim plaintiff Google Inc. (“Google”) will and hereby  
6 does move under Fed. R. Civ. P. 37(a)(3)(B) to compel Plaintiff Perfect 10, Inc.’s  
7 (“Perfect 10”) (1) to produce documents, (2) to comply with the protective order,  
8 and (3) to affix document control numbers to its document production.

9 Google's motion is based on this notice of motion and motion, the Joint  
10 Stipulation filed concurrently herewith, the accompanying Declarations of Rachel  
11 Herrick Kassabian and the Exhibits thereto, all other pleadings and papers on file in  
12 this action, any matters of which this Court may take judicial notice, and such  
13 further evidence and argument as may be presented at or before the hearing on this  
14 matter.

15 Pursuant to Local Rule 37-1, the parties met and conferred on the matters in  
16 this Motion telephonically on February 22, 2008, October 15, 2008, and various  
17 times thereafter, and in writing on July 5, 2005, January 29, 2008, March 31, 2008,  
18 and various times thereafter.

19  
20 DATED: May 6, 2008

QUINN EMANUEL URQUHART OLIVER &  
HEDGES, LLP

21  
22 By /s/ Rachel Herrick Kassabian  
23 Rachel Herrick Kassabian  
24 Attorneys for Defendant Google Inc.

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