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Lodged Proposed Order  
 and 2 under seal docs.

UNITED STATES DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA

ORIGINAL

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

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

**GOOGLE INC.'S APPLICATION  
 TO FILE UNDER SEAL  
 CONFIDENTIAL  
 DEMONSTRATIVE EXHIBITS  
 FROM THE SEPTEMBER 22, 2009  
 HEARING ON GOOGLE'S  
 PENDING DISCOVERY MOTIONS**

AND COUNTERCLAIM

Hon. Stephen J. Hillman  
 Date: September 22, 2009  
 Time: 10:00 A.M.  
 Ctrm: 550

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

Discovery Cut-off: None Set  
 Pretrial Conference Date: None Set  
 Trial Date: None Set

1 Pursuant to Local Rule 79-5.1, the Procedures and Schedules of the  
2 Honorable Stephen J. Hillman at Paragraph 17, and the Protective Order entered by  
3 the Court in this action (Docket No. 94), Google Inc. hereby submits this application  
4 to file under seal the confidential demonstrative exhibits submitted by Defendants in  
5 the above-captioned actions at the September 22, 2009 hearing before Chief  
6 Magistrate Judge Hillman (the "Confidential Exhibits"):

- 7 • GOOGLE INC.'S BINDER OF REDACTED PORTIONS OF
- 8 SELECTED PERFECT 10 FINANCIAL REPORTS;
- 9 • PERFECT 10'S FINANCIAL REPORT DATED MARCH 31, 2009.

10 The Confidential Exhibits include materials that Perfect 10 has designated  
11 "Confidential" and/or "Highly Confidential" pursuant to the Protective Order.  
12 Accordingly, Google requests that the Confidential Exhibits be filed under seal.

13  
14 DATED: October 7, 2009

QUINN EMANUEL URQUHART OLIVER &  
HEDGES, LLP

15  
16 By *Rachel Herrick Kassabian*  
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18 Attorneys for Defendant GOOGLE INC.  
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