

1 Jeffrey N. Mausner (State Bar No. 122385)
2 Law Offices of Jeffrey N. Mausner
3 Warner Center Towers
4 21800 Oxnard Street, Suite 910
5 Woodland Hills, California 91367-3640
6 Email: Jeff@mausnerlaw.com
7 Telephone: (310) 617-8100, (818) 992-7500
8 Facsimile: (818) 716-2773

9 Attorneys for Plaintiff Perfect 10, Inc.

10 UNITED STATES DISTRICT COURT
11 CENTRAL DISTRICT OF CALIFORNIA

12 PERFECT 10, INC., a California
13 corporation,

14 Plaintiff,

15 v.

16 GOOGLE, INC., a corporation; and
17 DOES 1 through 100, inclusive,

18 Defendant.

19 AND CONSOLIDATED CASE.

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

**PERFECT 10'S OPPOSITION TO
GOOGLE'S IMPROPER EX PARTE
APPLICATION**

Before Judge Stephen J. Hillman

Date: None Set

Time: None Set

Place: Courtroom 14, Courtroom of the
Honorable A. Howard Matz

Discovery Cut-Off Date: None Set

Pretrial Conference Date: None Set

Trial Date: None Set

1 Plaintiff Perfect 10, Inc. (“Perfect 10”) opposes the improper ex parte
2 application filed today, November 2, 2009, by Defendant Google, Inc.
3 (“Google”) on the grounds to be set forth tomorrow, November 3, 2009 at 10:00
4 A.M., during the telephonic hearing already scheduled before Judge Stephen J.
5 Hillman. Perfect 10 also opposes Google’s ex parte application, on the same
6 grounds as set forth in its opposition to Amazon’s ex parte application, which
7 Perfect 10 filed on October 31, 2009, Case No. 05-4753, Docket No. 356.

8 Perfect 10 does want to emphasize, once again, that Google did not:

- 9 1. Follow Judge Hillman’s order to Bates number the documents
10 using the Adobe numbering system.
- 11 2. Obtain an expert to determine the cost of Bates numbering the
12 documents. Only Perfect 10 did that. Google criticizes the
13 conclusion reached by Perfect 10’s expert, but has not submitted
14 anything to contradict what he says.

15 Perfect 10 will state the remainder of its opposition to Google’s ex parte
16 application during the hearing this morning.

17
18 Dated: November 3, 2009

Respectfully submitted,
Law Offices of Jeffrey N. Mausner

Jeffrey N. Mausner

By: _____

Jeffrey N. Mausner
Attorney for Plaintiff Perfect 10, Inc.