

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

PERFECT 10, INC., a California corporation,

Plaintiff,

vs.

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

Defendants.

CASE NO. CV 04-9484 AHM (SHx)

**[PROPOSED] ORDER REMOVING
THE HEARING ON GOOGLE
INC.'S MOTION FOR REVIEW OF
MAGISTRATE JUDGE
HILLMAN'S AUGUST 10, 2010
ORDER FROM THE COURT'S
CALENDAR AND GRANTING
GOOGLE LEAVE TO RE-FILE
THE MOTION AFTER THE STAY
IS LIFTED**

AND COUNTERCLAIM

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Order

WHEREAS, Google, on August 24, 2010, filed its Motion for Review of and Objections to Magistrate Hillman's Order of August 10, 2010 on Google's Motion to Quash Subpoenas to Shantal Rands Poovala (Dkt. No. 976) (“Objections”);

WHEREAS, this Court, by its August 25, 2010 Order (Dkt. No. 978), stayed all proceedings except those matters directly related to Perfect 10’s appeal of the Court’s July 30, 2010 Order until the Ninth Circuit issues a decision on that appeal;

WHEREAS, this Court’s August 25, 2010 Order also extended the deadline for Google to file a motion for review of Magistrate Hillman’s August 10, 2010 Order until fourteen days after the lifting of the stay following the conclusion of Perfect 10’s appeal;

WHEREAS the hearing on Google’s Objections is currently set for October 4, 2010 at 10:00 a.m. before this Court;

WHEREAS, the parties agree that briefing and argument on Google’s Objections should take place after the stay is lifted;

ACCORDINGLY, PURSUANT TO THE PARTIES’ STIPULATION, IT IS HEREBY ORDERED AS FOLLOWS:

- 1. The October 4, 2010 hearing on Google’s Objections is taken off the Court’s calendar, and
- 2. Google is granted leave to re-file a motion for review of Magistrate Hillman’s August 10, 2010 Order fourteen (14) days after the lifting of the current stay following the conclusion of Perfect 10’s appeal, consistent with this Court’s August 25, 2010 Order.

IT IS SO ORDERED.

DATED: _____, 2010

A. Howard Matz
United States District Judge