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10   UNITED STATES DISTRICT COURT

11   NORTHERN DISTRICT OF CALIFORNIA

12

13 APPLE COMPUTER, INC., | Case No. 3:06-CV-00019 MHP

14   Plaintiff,

15   v. | [PROPOSED] ORDER GRANTING
                                         | WITHDRAWAL OF MOTION FOR
16 BURST.COM, INC., | SUMMARY JUDGMENT OF NON-
                                         | INFRINGEMENT WITHOUT
17   Defendants. | PREJUDICE

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28 [PROPOSED] ORDER GRANTING WITHDRAWAL OF
    MOTION FOR SUMMARY JUDGMENT OF NON-
    INFRINGEMENT WITHOUT PREJUDICE   Case No. C 06-CV-00019 MHP

1   The Court, having considered the papers submitted in connection with Apple's

2 Notice of Withdrawal of Motion for Summary Judgment of Non-Infringement Based on the

3 "Stored Time Compressed Representation" Limitation,

4   HEREBY ORDERS that this motion for summary judgment of non-infringement

5 is withdrawn without prejudice.

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7 Dated: June 6, 2007

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IT IS SO ORDERED

Judge Marilyn H. Patel

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

[PROPOSED] ORDER GRANTING WITHDRAWAL OF
MOTION FOR SUMMARY JUDGMENT OF NON-
INFRINGEMENT WITHOUT PREJUDICE   1   Case No. C 06-CV-00019 MHP