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8 Attorneys for Plaintiff
 APPLE COMPUTER, INC.

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA

12 APPLE COMPUTER, INC.,
 13 Plaintiff,
 14 v.
 15 BURST.COM, INC.,
 16 Defendant.

Case No. C 06-0019 MHP

**[PROPOSED] ORDER GRANTING
 PLAINTIFF APPLE COMPUTER,
 INC.'S MOTION TO STRIKE THE
 DECLARATIONS OF DRS. GERSHO
 AND HEMAMI, AND RICHARD
 LANG**

Date: TBD
 Time: TBD
 Hon. Marilyn Hall Patel

Complaint Filed: January 4, 2006
 Trial Date: February 26, 2008

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The Court, having considered the papers submitted in connection with Apple's Motion to Strike the Declarations of Drs. Gersho and Hemami and Richard Lang,

HEREBY ORDERS that the motion to strike the declarations of Drs. Gersho and Hemami and Richard Lang is granted.

Dated:

By: _____
Hon. Marilyn Hall Patel
U.S. District Court Judge