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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MICROSOFT CORPORATION,

Plaintiff(s),

No. C 06-06707 PJH

v.

ORDER OF RECUSAL

E&M BOOKSTORE, INC., et al.,

Defendant(s).

TO ALL PARTIES AND COUNSEL OF RECORD:

I, the undersigned judge of the court, finding myself disqualified in the above-entitled action, hereby recuse myself from this case and request that the case be reassigned pursuant to the provisions of paragraph E.2 of the Assignment Plan.

All pending dates of motions, pretrial conferences and trial are hereby vacated and will be reset by the newly assigned judge.

IT IS SO ORDERED.

Dated: November 1, 2006



PHYLLIS J. HAMILTON
United States District Judge