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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

In re SONY PS3 "OTHER OS"  
LITIGATION

CASE NO. 3:10-CV-01811

**[PROPOSED] ORDER GRANTING  
MOTION TO DISMISS**

Date: November 4, 2010  
Time: 1:30 p.m.  
Judge: Hon. Richard Seeborg  
Courtroom: 3

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On November 4, 2010, the Court heard defendant Sony Computer Entertainment America LLC's ("SCEA") Motion To Dismiss, brought pursuant to Federal Rules of Civil Procedure ("Rule") 12(b)(6) and 9(b). Having considered the briefs submitted by the parties and other documents in support of and opposition to the motion, and having heard the arguments of counsel and being fully advised in this matter, the Motion is GRANTED.

IT IS SO ORDERED.

DATED: \_\_\_\_\_, 2010

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THE HONORABLE RONALD R. SEEBORG  
United States District Court Judge