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 13 GOOGLE INC.

14
 15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17 SAN FRANCISCO DIVISION

19 ORACLE AMERICA, INC.,
 20 Plaintiff,
 21 v.
 22 GOOGLE INC.,
 23 Defendant.
 24

Case No. 3:10-cv-03561-WHA
 Honorable Judge William Alsup
**[PROPOSED] ORDER GRANTING
 GOOGLE'S MOTION FOR RULE 50(b)
 JUDGMENT AS A MATTER OF LAW ON
 PORTIONS OF COUNT VIII OF
 ORACLE'S AMENDED COMPLAINT,
 OR, IN THE ALTERNATIVE, FOR A
 NEW TRIAL**

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Before this Court is Google Inc.’s Motion for Rule 50(b) Judgment as a Matter of Law on Portions of Count VIII of Oracle’s Amended Complaint, or, in the Alternative, for a New Trial. Based on the motion, the memorandum of points and authorities in support thereof, the pleadings on file, any evidence or argument presented at a hearing, and any other relevant matter, Google’s Motion for Rule 50(b) Judgment as a Matter of Law on Portions of Count VIII of Oracle’s Amended Complaint is **GRANTED**.

[Alternatively, Google’s Motion for a New Trial on Portions of Count VIII of Oracle’s Amended Complaint is **GRANTED**]

IT IS SO ORDERED.

Dated: _____

WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE