1 2 3 4 5 IN THE UNITED STATES DISTRICT COURT 6 7 FOR THE NORTHERN DISTRICT OF CALIFORNIA 8 9 10 ORACLE AMERICA, INC., 11 Plaintiff, No. C 10-03561 WHA 12 v. 13 GOOGLE INC., NOTICE RE DEPOSITION **DESIGNATIONS** 14 Defendant. 15 16 In connection with deposition designations, be mindful that no deposition testimony 17 18

should be offered on an exhibit unless the exhibit is already in evidence. On the designations of Mr. Rizvi, for example, it is impossible for the judge to know what email is being discussed and whether it will already be in evidence by the time the deposition is read or played to the jury. The marginal notes indicating the rulings attempt to say this. In the future, please let the judge know whether the exhibit will come into evidence. Nothing further need be done on the designations of Messrs. Gupta and Rizvi. The rulings will be available on Thursday at 7:30 a.m.

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Dated: April 18, 2012.

WILLIAM ALSUD

WILLIAM ALSUP UNITED STATES DISTRICT JUDGE