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10 (Proposed) Attorneys for Plaintiff
 BE IN, INC., A NEW YORK CORPORATION

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 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN JOSE DIVISION

15
 16 BE IN, INC., a New York Corporation,
 17 Plaintiff,
 18 v.
 19 GOOGLE, INC., a California Corporation,
 RICHARD ROBINSON, and DOES 1 through 3,
 20 inclusive,
 21 Defendants.

Case No. 5:12-CV-03373-LHK

**SUBSTITUTION OF COUNSEL;
 [PROPOSED] ORDER**

Judge: Hon. Lucy H. Koh

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SUBSTITUTION OF COUNSEL; [PROPOSED] ORDER
 Case No. 5:12-CV-03373-LHK
 pa-1588054

1 PLEASE TAKE NOTICE that Plaintiff Be In, Inc. hereby substitutes Morrison & Foerster
2 LLP as counsel of record in this action, in place and instead of Gibson, Dunn & Crutcher LLP.
3 Withdrawing counsel for Plaintiff Be In, Inc. are:

4 GIBSON, DUNN & CRUTCHER LLP
5 S. ASHLIE BERINGER, SBN 263977
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7 1881 Page Mill Road
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16 Los Angeles, California 90067
17 Telephone: 310.552.8500
18 Facsimile: 310.551.8741

19 All pleadings, orders and notices should henceforth be served upon the following
20 substituted counsel for Plaintiff Be In, Inc.:

21 CHARLES S. BARQUIST (BAR NO. 133785)
22 CBarquist@mofocom
23 WENDY J. RAY (BAR NO. 226269)
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Facsimile: 650.494.0792

29 The undersigned parties consent to the above withdrawal and substitution of counsel.
30 Pursuant to Northern District of California Local Rule 11-5, Defendants Google, Inc. and Richard
31 Robinson have been given reasonable advance written notice of Gibson, Dunn & Crutcher's
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withdrawal as counsel of record.

Dated: May 13, 2013

BE IN, INC.

By:

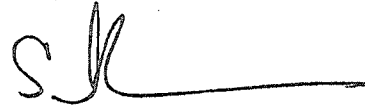


ALESSANDRO NOMELLINI,
CHIEF FINANCIAL OFFICER AND
EXECUTIVE DIRECTOR

Dated: May 13, 2013

GIBSON, DUNN & CRUTSCHER LLP

By:

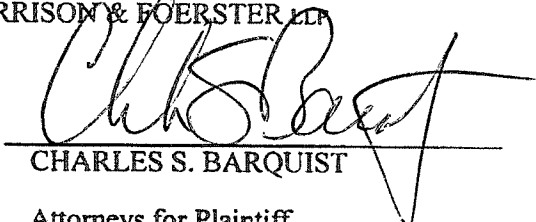


S. ASHLIE BERINGER

Dated: May 13, 2013

MORRISON & FOERSTER LLP

By:



CHARLES S. BARQUIST

Attorneys for Plaintiff
BE IN, INC., A NEW YORK
CORPORATION

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[PROPOSED] ORDER

The above withdrawal and substitution of counsel for Plaintiff Be In, Inc. is **GRANTED**.

IT IS SO ORDERED.

DATED: _____, 2013

The Honorable Lucy H. Koh
United States District Court Judge

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PROOF OF SERVICE

I declare that I am employed with the law firm of Morrison & Foerster LLP, whose address is 707 Wilshire Boulevard, Suite 6000, Los Angeles, California 90017-3543. I am not a party to the within cause, and I am over the age of eighteen years.

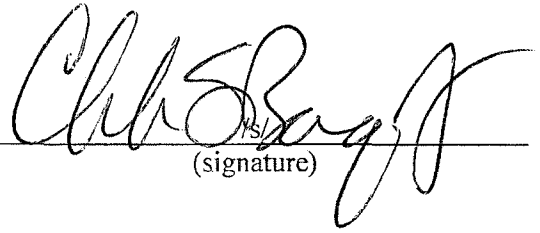
I further declare that on May 14, 2013, I served a copy of the following document using the CM / ECF system, which will send notification of such filing to the parties denoted on the Electronic Mail Notice List:

SUBSTITUTION OF COUNSEL; [PROPOSED] ORDER

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed at Los Angeles, California, this 14 day of May, 2013.

Charles S. Barquist
(typed)



(signature)