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7 Attorneys for Defendant  
 The Freecycle Network, Inc.

8 **UNITED STATES DISTRICT COURT**  
 9  
 10 **NORTHERN DISTRICT OF CALIFORNIA**  
 11 **OAKLAND DIVISION**

13 FREECYCLESUNNYVALE, a California  
 unincorporated association.,

14 Plaintiff,

15 v.

16 THE FREECYCLE NETWORK, INC., an  
 17 Arizona corporation,

18 Defendant.

CASE NO. C 06-00324 CW

**DEFENDANT THE FREECYCLE  
 NETWORK, INC.'S REQUEST FOR  
 JUDICIAL NOTICE TO DISMISS  
 COMPLAINT UNDER RULE 12(b)(6)**

Date: March 31, 2006  
 Time: 10:00 a.m.  
 Place: Courtroom 2 (Oakland)  
 Judge: Honorable Claudia Wilkin

21 Defendant The Freecycle Network hereby request the Court to take judicial notice of the  
 22 following documents.

23 Attached hereto as Exhibit 1 is a true and correct copy of the Notice of Opposition filed by  
 24 the Plaintiff FreecycleSunnyvale on January 18, 2006, in the United States Patent and Trademark  
 25 Office before the Trademark Trial and Appeal Board ("TTAB"). The Notice of Opposition is  
 26

27  
 28 DEFENDANT FREECYCLE REQUEST FOR  
 JUDICIAL NOTICE  
 CASE NO. 06-00324 CW

[60383-0001/BY060530.071]

