

1 TIMOTHY T. SCOTT (SBN 126971/tscott@kslaw.com)
 2 GEOFFREY M. EZGAR (SBN 184243/gezgar@kslaw.com)
 3 LEO SPOONER III (SBN 241541/lspooner@kslaw.com)
 4 KING & SPALDING LLP
 333 Twin Dolphin Drive, Suite 400
 Redwood Shores, CA 94065
 Telephone: (650) 590-0700
 Facsimile: (650) 590-1900

5 SCOTT T. WEINGAERTNER (*pro hac vice*/sweingaertner@kslaw.com)
 6 ROBERT F. PERRY (rperry@kslaw.com)
 7 ALLISON ALTERSOHN (*pro hac vice*/aaltersohn@kslaw.com)
 8 SUSAN KIM (*pro hac vice*/skim@kslaw.com)
 9 DANIEL MILLER (*pro hac vice*/dmiller@kslaw.com)
 King & Spalding LLP
 1185 Avenue of the Americas
 New York, NY 10036-4003
 Telephone: (212) 556-2100
 Facsimile: (212) 556-2222

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 11 Attorneys for Plaintiff
 GOOGLE INC.

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 13 UNITED STATES DISTRICT COURT FOR THE
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 OAKLAND DIVISION

16 GOOGLE INC.
 17 Plaintiff,
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 19 v.
 20 NETLIST, INC.,
 21 Defendant.

Civil Action No. C08 04144 SBA
 [Related to Civil Action No. C09-05718 SBA]
**[PROPOSED] ORDER GRANTING
 GOOGLE INC.'S COUNTER-MOTION
 FOR SUMMARY JUDGMENT OF NON-
 INFRINGEMENT**
 Date: July 27, 2010
 Time: 1:00pm
 Place: Courtroom 3
 Judge: Hon. Sandra Brown Armstrong

1 This Court has review Plaintiff Google Inc.'s ("Google") Counter-Motion for Summary
2 Judgment of Non-infringement; Netlist, Inc.'s ("Netlist") Opposition thereto; the declarations and
3 other evidence submitted in support of and in opposition to that motion; and heard arguments of
4 counsel. The Court finds that Netlist has failed to present any evidence supporting its allegations
5 of infringement with regard to claims 1 and 11 of United States Patent No. 7,289,386.

6 Accordingly, the Court hereby GRANTS Plaintiff Google Inc.s Counter-Motion for
7 Summary Judgment of Non-infringement in its entirety.
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10 **IT IS SO ORDERED.**

11 Dated: _____

12 _____
13 Hon. Sandra B. Armstrong

14 UNITED STATES DISTRICT JUDGE
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