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 NETLIST, INC.

18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA
 20 OAKLAND DIVISION

22 GOOGLE INC.,

23 Plaintiff,

24 v.

25 NETLIST, INC.,

26 Defendant.

Case No. 08-04144 SBA

**JOINT STIPULATION AND
 [PROPOSED] ORDER CONFIRMING
 DEPOSITION DATES OF JAYESH
 BHAKTA AND JEFFREY SOLOMON**

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IT IS HEREBY STIPULATED and confirmed by and between Google Inc. and Netlist, Inc., through their respective counsel of record, that the depositions of Jayesh Bhakta and Jeffrey Solomon will take place as noticed on August 13, 2009 and August 14, 2009, respectively; and

IT IS HEREBY FURTHER STIPULATED by Google that, in light of the parties' stipulation confirming the above deposition dates, Google withdraws its motion to compel Netlist to present Messrs. Bhakta and Solomon for deposition, which motion is currently pending before Judge Spero.

Dated: July 28, 2009

PRUETZ LAW GROUP LLP

By: *Adrian M. Pruetz*
ADRIAN M. PRUETZ

Attorneys for Defendant
NETLIST, INC.

Dated: July 28, 2009

FISH & RICHARDSON P.C.

By: */s/ Christina D. Jordan*
CHRISTINA D. JORDAN

Attorneys for Plaintiff
GOOGLE, INC.

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DECLARATION OF CONSENT

Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Adrian M. Pruetz.

Dated: July 28, 2009

FISH & RICHARDSON P.C.

By: /s/ Christina D. Jordan
CHRISTINA D. JORDAN

Attorneys for Plaintiff
GOOGLE, INC.

IT IS SO ORDERED.

Dated: 7/31, 2009

