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8 Attorneys for Defendants
 9 B&H FOTO & ELECTRONICS CORP.,
 10 OFFICEMAX, INC., OVERSTOCK.COM, INC.

11
 12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**
 14 **OAKLAND DIVISION**

15 SPEEDTRACK, INC.,

16 Plaintiff.

17 v.

18 AMAZON.COM, INC.; BARNESAND NOBLE.COM,
 19 LLC; BARNESANDNOBLE.COM, INC.; J & R
 20 ELECTRONICS, INC.; DELL, INC.; BEST BUY CO.:
 21 BEST BUY.COM, LLC; SYSTEMAX, INC.;
 22 OFFICEMAX, INC.; MACY'S, INC.; MACYS.COM,
 23 INC.; OVERSTOCK.COM, INC.; RECREATIONAL
 24 EQUIPMENT, INC.; VALUE VISION
 25 INTERNATIONAL, INC., DBA SHOPNBC.COM;
 26 B & H FOTO & ELECTRONICS CORP.; HEWLETT-
 27 PACKARD COMPANY; RETAIL CONVERGENCE,
 28 INC., DBA SMARTBARGAINS.COM.

Defendants.

Case No. 04:09-cv-04479-JSW

**NOTICE OF SUBSTITUTION OF
 COUNSEL AND ~~PROPOSED~~
 ORDER APPROVING
 SUBSTITUTION**

1 Notice is hereby given that, subject to approval by the Court, Defendants B&H Foto &
2 Electronics Corp. (“B&H Foto”), OfficeMax, Inc. (“OfficeMax”), and Overstock.com, Inc.
3 (“Overstock”) substitute ARNOLD & PORTER LLP as counsel of record in place of PROSKAUER
4 ROSE LLP, in the above-captioned matter.

5 Withdrawing counsel for Defendants B&H Foto, OfficeMax, and Overstock is:

6 Colin G. Cabral
7 Proskauer Rose LLP
8 2049 Century Park East, Suite 3200
9 Los Angeles, CA 90067-3206
Telephone: (310) 284-5611
Facsimile: (310) 557-2193
Email: ccabral@proskauer.com

10 All further pleadings, orders, and notices should be served upon the following substituted
11 counsel for Defendants B&H Foto, OfficeMax, and Overstock:

12 Michael A. Berta
13 Arnold & Porter LLP
14 Three Embarcadero Center, 10th Floor
15 San Francisco, CA 94111
Telephone: (415) 471-3100
Facsimile: (415) 471-3400
Email: michael.bertha@aporter.com

16 The undersigned parties consent to the above substitution of counsel pursuant to Northern
17 District of California Local Rule 11-5:

18 DATED: June 14, 2016 B&H FOTO & ELECTRONICS CORP.
19 By: /s/ David Eisenberg
20 David Eisenberg, General Counsel

21 DATED: June 14, 2016 OFFICEMAX, INC.
22 By: /s/ Kindra Hansen
23 Kindra Hansen, Assistant General Counsel

24 DATED: June 14, 2016 OVERSTOCK.COM, INC.
25 By: /s/ Glen Nickle
26 Glen Nickle, Deputy General Counsel

27 DATED: June 14, 2016 PROSKAUER ROSE LLP
28 By: /s/ Colin G. Cabral
Colin G. Cabral

1 I hereby attest that I obtained concurrence in the filing of this document from each of the other
2 signatures on this e-filed document.

3 DATED: June 14, 2016


ARNOLD & PORTER LLP

4 By: /s/ Michael A. Berta

5 Michael A. Berta

6 The above substitution of counsel is approved and so ORDERED.

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8 DATED: June 29, 2016

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11 _____
12 HON. JEFFREY S. WHITE
13 United States District Judge
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