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21 **UNITED STATES DISTRICT COURT**
 22 **NORTHERN DISTRICT OF CALIFORNIA**
 23 **OAKLAND DIVISION**

24 NETLIST, INC.,
 Plaintiff,
 25 v.
 26 GOOGLE, INC.,
 27 Defendant.

Case No. 09-5718 SBA
 Related to: 08-04144 SBA

**NOTICE OF STIPULATION TO
 SELECT MAGISTRATE JUDGE
 PATRICIA V. TRUMBULL FOR
 EARLY SETTLEMENT
 CONFERENCE**

1 WHEREAS, on February 16, 2010 the parties filed a Stipulation Re
2 Settlement Conference, in which they agreed that the early settlement conference
3 should proceed before a Magistrate Judge and further agreed to meet and confer
4 further as to selection of a specific Magistrate Judge and to report back to the Court
5 no later than Monday, February 22, 2010.

6 WHEREAS, the parties have met and conferred on the issue; and

7 WHEREAS, on February 22, 2010, the Court referred the case to Magistrate
8 Judge Maria-Elena James for Settlement.

9 IT IS HEREBY STIPULATED THAT:

10 1. The parties elect to have the Cases referred to a Magistrate Judge Patricia
11 V. Trumbull for an early settlement conference.

12
13 Dated: February 22, 2010

ADRIAN M. PRUETZ
PRUETZ LAW GROUP LLP

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15 By: /s/ Adrian M. Pruetz
ADRIAN M. PRUETZ

16
17 Attorneys for Plaintiff
NETLIST, INC.

18
19 Dated: February 22, 2010

KING & SPALDING LLP

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21 By: /s/ Geoffrey M. Ezgar
GEOFFREY M. EZGAR

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23 Attorneys for Defendant
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: February 22, 2010

PRUETZ LAW GROUP LLP

By: /s/ Adrian M. Pruetz
ADRIAN M. PRUETZ

Attorneys for Plaintiff
NETLIST, INC.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: February __, 2010

Saundra Brown Armstrong
United States District Judge