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 7 GOOGLE INC.

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

11 GOOGLE INC., a Delaware corporation,
 12
 Plaintiff,

13 v.

14 AMERICAN BLIND & WALLPAPER
 15 FACTORY, INC., a Delaware corporation
 d/b/a decoratetoday.com, Inc., and DOES 1-
 16 100, inclusive,
 17 Defendants.

18 AMERICAN BLIND & WALLPAPER
 19 FACTORY, INC., a Delaware corporation
 d/b/a decoratetoday.com, Inc.,
 20
 Counter Plaintiff,

21 v.

22 GOOGLE INC.,
 23
 Counter Defendant.

Case No. C 03-5340-JF (EAI)

**GOOGLE INC.'S NOTICE OF MOTION
 AND MOTION FOR ORDER
 SHORTENING TIME FOR BRIEFING
 AND HEARING ON COUNTER-
 DEFENDANT GOOGLE INC.'S
 MEMORANDUM OF POINTS AND
 AUTHORITIES IN SUPPORT OF ITS
 MOTION TO COMPEL COUNTER-
 PLAINTIFF ABWF TO (1) PRODUCE
 DOCUMENTS, (2) PRODUCE AN
 AFFIDAVIT DETAILING ABWF'S
 DOCUMENT COLLECTION EFFORTS,
 AND (3) SCHEDULE DEPOSITIONS**

Courtroom: 4
 Judge: Hon. Richard Seeborg

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 YOU ARE HEREBY GIVEN NOTICE THAT plaintiff and counter-defendant Google
3 Inc. (“Google”), pursuant to Civil Local Rule 6-3, hereby moves this Court to establish the
4 following briefing and hearing schedule for Google’s accompanying motion to compel counter-
5 plaintiff ABWF to (1) produce documents, (2) produce an affidavit detailing ABWF’s document
6 collection efforts, and (3) schedule depositions:

- 7 • The opposition brief will be filed no later than June 13, 2006
- 8 • The reply brief will be filed no later than June 16, 2006
- 9 • The hearing will be held on Wednesday, June 21, 2006

10 Plaintiff Google also moves this Court to render a decision on the accompanying motion
11 to compel as soon as possible.

12 This expedited schedule is justified by the upcoming discovery cut-off of June 27, 2006,
13 and the fact that ABWF’s consistent stalling tactics have created the need for expedited relief.

14 The reasons for granting this motion and the other issues identified in Civil Local Rule 6-3(a) are
15 addressed with particularity in the accompanying Declaration of Ajay S. Krishnan in Support of
16 Motion for Order Shortening Time for Motion to Compel.

17 This motion to shorten time is based on this Notice of Motion and Motion, the
18 Declaration of Ajay S. Krishnan in Support of Motion for Order Shortening Time for Motion to
19 Compel, and the pleadings, papers, records and documents filed in this action, as well as any
20 further matters that may be presented to the Court prior to its ruling on this Motion.

21 Dated: June 8, 2006

KEKER & VAN NEST, LLP

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By: _____ /s/ Ajay S. Krishnan
AJAY S. KRISHNAN
Attorneys for Plaintiff and Counter Defendant
GOOGLE INC.