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 AMERICAN BLIND AND WALLPAPER
 10 FACTORY, INC.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA

13 GOOGLE INC., a Delaware corporation,

14 Plaintiff,

15 v.

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

18 Defendants.

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

21 Counter-Plaintiff,

22 v.

23 GOOGLE, INC.,

24 Counter-Defendants.

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

**[PROPOSED] ORDER GRANTING
 AMERICAN BLIND & WALLPAPER,
 FACTORY INC.'S MOTION TO
 COMPEL AND FOR SANCTIONS
 PURSUANT TO F.R.C.P. 37(a)**

25
 26 Defendant/Counter-Plaintiff American Blind & Wallpaper Factory, Inc.'s ("American
 27 Blind") Motion to Compel was heard by this Court on July _____, 2006 at 9:30 a.m. Upon
 28

1 reviewing the papers submitted by the parties, hearing the arguments of counsel, and good cause
2 appearing therefore, IT IS HEREBY ORDERED:

3 1. American Blind's Motion to Compel and For Sanctions Pursuant to F.R.C.P. 37(a)
4 is granted.

5 2. Google must re-produce Alana Karen to answer all questions about her designated
6 topic areas or present for deposition the person most knowledgeable to testify as to topics 4, 6 and
7 12 as enumerated in American Blind's 30(b)(6) Notice of Deposition if Ms. Karen is not that
8 person.

9 3. Google must reimburse American Blind for all of the travel costs and attorneys'
10 fees incurred in connection the ordered deposition and in bringing this motion to compel.

11 4. American Blind is awarded further sanctions, a deemed appropriate by the Court,
12 pursuant to Rule 37(a) of the Federal Rules of Civil Procedure.

13 **IT IS SO ORDERED.**

14 Dated: _____, 2006

15 _____
16 Hon. Richard Seeborg
17 United States District Court Magistrate Judge