

EXHIBIT A

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
3 SAN JOSE DIVISION

4 GOOGLE, INC.,) C-03-05340-JF
5)
6 Plaintiff,)
7) San Jose, CA
8 vs.) June 23, 2006
9)
10 AMERICAN BLIND & WALLPAPER)
11 FACTORY, INC., et al.,)
12)
13 Defendants.)
14 -----)

15 TRANSCRIPT OF PROCEEDINGS
16 BEFORE THE HONORABLE JEREMY FOGEL
17 UNITED STATES DISTRICT JUDGE

18 A P P E A R A N C E S:

COPY

19 For the Plaintiff:

Keker & Van Nest LLP
By: MICHAEL H. PAGE
710 Sansome Street
San Francisco, CA
94111-1704

20 For the Defendants:

Kelley Drye & Warren
LLP
By: DAVID A. RAMMELT
333 West Wacker Drive
Suite 2600
Chicago, IL 60606

21
22
23
24 Court Reporter:

PETER TORREANO, CSR
License Number C-7623

1 San Jose, California

June 23, 2006

2 P R O C E E D I N G S

3 THE COURT: Google versus American
4 Blind.

5 MR. PAGE: Good morning, Your Honor.

6 MR. RAMMELT: Good morning, Your Honor.

7 David Rammelt on behalf of the Defendant
8 American Blind & Wallpaper Factory.

9 MR. PAGE: Good morning, Your Honor.

10 Michael Page on behalf of Google.

11 THE COURT: Just to be brief, I think
12 the change of ownership is something that
13 justifies some additional extension of time. I
14 don't think under all the circumstances that the
15 full 90 days is appropriate or necessary. So I'm
16 inclined to grant a 60-day extension.

17 MR. RAMMELT: Okay.

18 THE COURT: Okay?

19 MR. PAGE: Your Honor, a couple of
20 issues.

21 THE COURT: Yeah.

22 MR. PAGE: We don't object to extending
23 the time to handle the discovery that has been
24 held up by the ownership change. Our concern is
25 that the schedule should not be reopened for new

2

1 discovery by either side as a result.

2 I mean, this case has been pending for
3 two and a half years. The first threat was four
4 years --

5 THE COURT: The point is to allow the
6 parties to complete discovery, not to do new
7 discovery. And having said that, if there is
8 something that comes up in completing the pending
9 discovery that leads either party to think that
10 there's something further they need to do, then
11 you should go to Judge Seeborg.

12 MR. PAGE: All right.

13 THE COURT: So the blanket order is
14 simply the time to complete discovery that's
15 already underway, 30(b)(6) depositions, other
16 depositions document discovery. If you need
17 another two months, I understand. That's fine.

18 If you want to initiate something that's
19 not already in the pipeline, then you need to go
20 to the magistrate judge and show good cause.

21 MR. RAMMELT: Now, Judge, there are -- I
22 mean, for example, Google produced today to us
23 more documents. In the last two months we've had
24 almost 30,000 trickle in. We have been waiting
25 and trying to arrange 30(b)(6) witness

1 depositions of some of their people, but there
2 are fact witnesses that we'd want to take based
3 on these documents that have come in.

4 THE COURT: All right. And what I'm
5 saying is -- because I have no idea as to the
6 merit of any particular request -- try to work it
7 out. That's always the first thing to do. And
8 if you can't, then ask Judge Seeborg for relief.

9 I just think otherwise I'm buying a pig
10 in a poke. I have no idea what else you want to
11 do. So all I'm doing is extending the framework
12 by 60 days and, if you need to do anything
13 further within that, then just ask the magistrate
14 if you want work it out.

15 MR. RAMMELT: Okay, Judge. I think we
16 understand. Thank you, Your Honor.

17 THE COURT: Thank you very much.

18 MR. PAGE: Thank you, Your Honor.

19 (Whereupon, the proceedings concluded.)
20

21 ---oOo---

CERTIFICATE OF REPORTER

I, Peter Torrealano, Official Court Reporter of the United States District Court for the Northern District of California, 280 South First Street, San Jose, California, do hereby certify:

That the foregoing transcript is a full, true and correct transcript of the proceeding had in Google, Inc. v. American Blind & Wallpaper Factory, Inc., Case Number C-03-05340-JF, dated June 23, 2006; that I reported the same in stenotype to the best of my ability, and thereafter had the same transcribed by computer-aided transcription as herein appears.

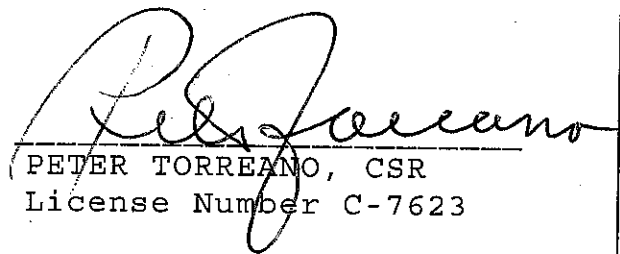

PETER TORREALANO, CSR
License Number C-7623

EXHIBIT B

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2 Ethan B. Andelman (SBN 209101)
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10 KELLEY DRYE & WARREN LLP
11 333 West Wacker Drive, Suite 2600
12 Chicago, IL 60606
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14 Facsimile: (312) 857-7095

15 Attorneys for Defendant/Counter-Plaintiff
16 AMERICAN BLIND AND WALLPAPER
17 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
17 FACTORY, INC., a Delaware corporation
18 d/b/a decoratetoday.com, Inc.; and DOES 1-
19 100, inclusive,

20 Defendants.

21 AMERICAN BLIND & WALLPAPER
22 FACTORY, INC., a Delaware corporation
23 d/b/a decoratetoday.com, Inc.,

24 Counter-Plaintiff,

25 v.

26 GOOGLE, INC.,
27 Counter-Defendants.
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Case No. C 03-5340-JF (RS)

**NOTICE OF DEPOSITION OF
LARRY PAGE**

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PLEASE TAKE NOTICE THAT Defendant/Counter-Plaintiff AMERICAN BLIND AND WALLPAPER FACTORY, INC., ("American Blind") by its attorneys Kelley Drye & Warren LLP, will take the deposition upon oral examination of Larry Page, on August 8, 2006, at 9:00 a.m., continuing day-to-day until completed, at the offices of HOWREY SIMON ARNOLD & WHITE, LLP, 525 Market Street, Suite 3600, San Francisco, CA 94105, (415) 848-4900.

The deposition will be held before a Notary Public or before some other person authorized by law to administer oaths and will be recorded stenographically and will also be recorded by sound and visual means, including videotape and interactive real time reporting, in accordance with Federal Rule 30.

Dated: June 26, 2006

KELLEY DRYE & WARREN LLP

By: 

David A. Rammelt
Susan J. Greenspon
KELLEY DRYE & WARREN LLP
333 West Wacker Drive, Suite 2600
Chicago, IL 60606
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Attorneys for Defendant/Counter-Plaintiff
AMERICAN BLIND AND WALLPAPER
FACTORY, INC.

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PROOF OF SERVICE


I am a citizen of the United States and a resident of the State of Illinois. I am employed in Cook County, State of Illinois, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years, and not a party to the within action. My business address is 333 W. Wacker Drive, Suite 2600, Chicago, IL 60606. On the date set forth below, I served the document(s) described below in the manner described below:

NOTICE OF DEPOSITION OF LARRY PAGE

XX (BY FACSIMILE) I am personally and readily familiar with the business practice of Kelley Drye & Warren, LLP for collection and processing of document(s) to be transmitted by facsimile and I caused such document(s) on this date to be transmitted by facsimile to the offices of addressee(s) at the numbers listed below.

Michael H. Page
Klaus H. Hamm
Ajay S. Krishnan
Keker & Van Nest, LLP
710 Sansome Street
San Francisco, CA 94111
Facsimile: (415) 397-7188

Executed on June 26, 2006, at Chicago, Illinois. I declare under penalty of perjury under the applicable laws that the above is true and correct.



Caroline C. Plater

EXHIBIT C

1 Robert N. Phillips (SBN 120970)
Ethan B. Andelman (SBN 209101)
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9 Attorneys for Defendant/Counter-Plaintiff
10 AMERICAN BLIND AND WALLPAPER
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
17 d/b/a decoratetoday.com, Inc.; and DOES 1-
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)

**NOTICE OF DEPOSITION OF
SERGEY BRIN**

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PLEASE TAKE NOTICE THAT Defendant/Counter-Plaintiff AMERICAN BLIND AND WALLPAPER FACTORY, INC., ("American Blind") by its attorneys Kelley Drye & Warren LLP, will take the deposition upon oral examination of Sergey Brin, on August 10, 2006, at 9:00 a.m., continuing day-to-day until completed, at the offices of HOWREY SIMON ARNOLD & WHITE, LLP, 525 Market Street, Suite 3600, San Francisco, CA 94105, (415) 848-4900.

The deposition will be held before a Notary Public or before some other person authorized by law to administer oaths and will be recorded stenographically and will also be recorded by sound and visual means, including videotape and interactive real time reporting in accordance with Federal Rule 30.

Dated: June 26, 2006

KELLEY DRYE & WARREN LLP

By: 

David A. Rammelt
Susan J. Greenspon
KELLEY DRYE & WARREN LLP
333 West Wacker Drive, Suite 2600
Chicago, IL 60606
Telephone: (312) 857-7070
Facsimile: (312) 857-7095

Robert N. Phillips
Ethan B. Andelman
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525 Market Street, Suite 3600
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Telephone: (415) 848-4900
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Attorneys for Defendant/Counter-Plaintiff
AMERICAN BLIND AND WALLPAPER
FACTORY, INC.

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PROOF OF SERVICE

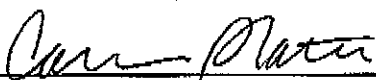
I am a citizen of the United States and a resident of the State of Illinois. I am employed in Cook County, State of Illinois, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years, and not a party to the within action. My business address is 333 W. Wacker Drive, Suite 2600, Chicago, IL 60606. On the date set forth below, I served the document(s) described below in the manner described below:

NOTICE OF DEPOSITION OF SERGEY BRIN

XX (BY FACSIMILE) I am personally and readily familiar with the business practice of Kelley Drye & Warren, LLP for collection and processing of document(s) to be transmitted by facsimile and I caused such document(s) on this date to be transmitted by facsimile to the offices of addressee(s) at the numbers listed below.

Michael H. Page
Klaus H. Hamm
Ajay S. Krishnan
Keker & Van Nest, LLP
710 Sansome Street
San Francisco, CA 94111
Facsimile: (415) 397-7188

Executed on June 26, 2006, at Chicago, Illinois. I declare under penalty of perjury under the applicable laws that the above is true and correct.



Caroline C. Plater

EXHIBIT D

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2 Ethan B. Andelman (SBN 209101)
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9 Susan J. Greenspon (Admitted *Pro Hac Vice*)
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11 333 West Wacker Drive, Suite 2600
12 Chicago, IL 60606
13 Telephone: (312) 857-7070
14 Facsimile: (312) 857-7095

15 Attorneys for Defendant/Counter-Plaintiff
16 AMERICAN BLIND AND WALLPAPER
17 FACTORY, INC.

18 UNITED STATES DISTRICT COURT
19 NORTHERN DISTRICT OF CALIFORNIA

20 GOOGLE INC., a Delaware corporation,

21 Plaintiff,

22 v.

23 AMERICAN BLIND & WALLPAPER
24 FACTORY, INC., a Delaware corporation
25 d/b/a decoratetoday.com, Inc.; and DOES 1-
26 100, inclusive,

27 Defendants.

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

Counter-Plaintiff,

v.

GOOGLE, INC.,
Counter-Defendants.

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

AMERICAN BLIND AND WALLPAPER
FACTORY INC.'S FIRST SET OF
REQUESTS FOR ADMISSION TO
GOOGLE INC.

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PROPOUNDING PARTY: Defendant/Counter-Plaintiff American Blind and Wallpaper Factory, Inc.

RESPONDING PARTY: Plaintiff/Counter-Defendant Google Inc.

SET NO.: One

Pursuant to Fed. R. Civ. P. 36, defendant/counter-plaintiff American Blind and Wallpaper Factory, Inc. ("American Blind") serves the following request for admissions on plaintiff Google Inc. ("Google"). The written responses to the requests shall be served within thirty (30) days of service.

I. DEFINITIONS

A. The terms "you," "your," and "Google" refer to Google Inc., its predecessors, its present and former officers, directors, employees, agents, attorneys, representatives, and other person(s) acting on its behalf.

B. The term "American Blind" refers to American Blind and Wallpaper Factory, Inc., its predecessors, its present and former officers, directors, employees, agents, attorneys, representatives, and other person(s) acting on its behalf.

C. The term "document" is synonymous with the definition used in Rule 34 of the Federal Rules of Civil Procedure, and shall mean each original writing and each non-identical copy thereof (whether different from the original because of any notes or otherwise) of any nature whatsoever, including all drafts thereof, in your possession, custody, or control regardless of where located and includes, but is not limited to, each letter, memorandum, communication, report, study, photograph, drawing, plan, graph, chart, data compilation of every kind, computer printout, digital recording, electronic record, summary, minute, financial statement, accounting ledger, accounting journal, accounting sheet, contract, agreement, purchase order, invoice, work sheet, diary, calendar, notice, announcement, instruction, statement, schedule, check, negotiable draft, check stub, voucher, bank statement, receipt, list, telegram, telex, teletype, telecopy, wire funds transfer application, file label, file folder or envelope, file divider, or any other means or

1 methods of recording, transcribing, disclosing, or producing any information.

2 D. The phrase "relating to" includes concerning, alluding to, responding to,
3 relating to, connected with, commenting on, in respect of, about, regarding, discussing, showing,
4 describing, mentioning, reflecting, analyzing, touching upon, constituting and being. A document
5 may "concern" a certain person or subject without that person or subject being the sole, or even
6 the most significant topic of that document.

7 E. The singular shall include the plural, and the past tense shall include the
8 present tense, and vice versa.

9 F. The words "and" and "or" shall be both conjunctive and disjunctive.

10 G. The word "all" shall mean "any and all."

11 H. The word "any" shall mean "any and all."

12 I. The word "including" shall mean "including without limitation."

13 J. "AdWords Program" shall mean the advertising program described by
14 Google at the Website adwords.google.com.

15 L. "Keyword" or "Keywords" shall have the same meaning as the terms
16 "keyword" or "search query" used by Google as part of its AdWords Program.
17

18 M. The "American Blind Marks" shall include any one of, and all of, the terms
19 American Blind and Wallpaper Factory, American Blind Factory, American Blind, American
20 Blinds, Decoratetoday, decoratetoday, and/or decoratetoday.com.
21

22 N. "Trademark" or "trademarks" shall also include service marks and trade
23 names.

24 **II. INSTRUCTIONS**

25 In addition to the specific instructions enumerated below, the instructions set forth in Fed.
26 R. Civ. P. 36 are incorporated herein by reference.

27 1. In answering this request for admission, you must (a) admit the matter, (b)
28 specifically deny the matter, or (c) set forth the legal objection which supports why you cannot

1 truthfully admit or deny the matter.

2 2. If, after a reasonable and thorough investigation exercising due diligence, you are
3 unable to answer any part of this request for admission because of a lack of available information,
4 specify in full and complete detail the type of information which is claimed to be unavailable and
5 what has been done to locate that information. In addition, specify what knowledge or belief you
6 have concerning the unanswered portion of the request for admission, set forth the facts upon
7 which such knowledge or belief is based, and identify the person who has, or is likely to have, the
8 information which is claimed to be unavailable.
9

10 3. If, in answering this request, you claim that the request, or a definition or
11 instruction applicable thereto, is ambiguous, do not use such claim as a basis for refusing to
12 respond, but rather set forth as part of the response the language you claim is ambiguous and the
13 interpretation you have used to respond to the request.
14

15 4. If, in answering these requests, you object to any part of the request, each part of
16 the request shall be treated separately. If an objection is made to one subpart, the remaining
17 subpart(s) shall be answered. If an objection is made on the basis that the request or subpart
18 thereof calls for information which is beyond the scope of discovery, the request or subpart
19 thereof shall be answered to the extent that it is not objectionable.
20

21 **REQUEST FOR ADMISSIONS**

22 **Request No. 1:** Admit that Google has produced all settlement agreements confidential
23 or otherwise between Google and any third party(s) regarding any claims arising out of Google's
24 sale of keywords as part of its AdWords Program and/or any claims that allege that Google has
25 engaged in trademark infringement, including but not limited to those arising as a result of
26 Google's sale of keywords as part of its AdWords Program.
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28 **Response:**

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Request No. 2: Admit that Google has produced to American Blind all responsive, non-privileged documents requested in American Blind's First Set of Requests for Production of Documents and Things from Google.

Response:

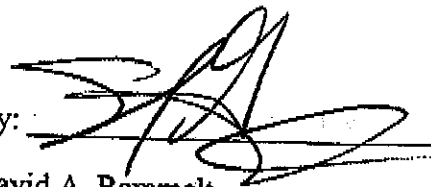
Request No. 3: Admit that, as of the date of answering this request, Google continues to sell keywords as part of its AdWords Program that incorporate the American Blind Marks.

Response:

Dated: June 28, 2006

KELLEY DRYE & WARREN LLP

By:



David A. Rammelt
Susan J. Greenspon
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333 West Wacker Drive, Suite 2600
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Attorneys for Defendant/Counter-Plaintiff
AMERICAN BLIND AND WALLPAPER
FACTORY, INC.

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PROOF OF SERVICE


I am a citizen of the United States and a resident of the State of Illinois. I am employed in Cook County, State of Illinois, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years, and not a party to the within action, My business address is 333 W. Wacker Drive, Suite 2600, Chicago, IL 60606. On the date set forth below, I served the document(s) described below in the manner described below:

NOTICE OF DEPOSITION AND DOCUMENT REQUESTS

XX (BY FACSIMILE) I am personally and readily familiar with the business practice of Kelley Drye & Warren, LLP for collection and processing of document(s) to be transmitted by facsimile and I caused such document(s) on this date to be transmitted by facsimile to the offices of addressee(s) at the numbers listed below.

Michael H. Page
Klaus H. Hamm
Ajay S. Krishnan
Keker & Van Nest, LLP
710 Sansome Street
San Francisco, CA 94111
Facsimile: (415) 397-7188

Executed on June 28, 2006, at Chicago, Illinois. I declare under penalty of perjury under the applicable laws that the above is true and correct.



Caroline C. Plater

EXHIBIT E

KELLEY DRYE & WARREN LLP

A LIMITED LIABILITY PARTNERSHIP

333 WEST WACKER DRIVE

SUITE 2600

CHICAGO, ILLINOIS 60606

(312) 857-7070

FACSIMILE

(312) 857-7095

www.kelleydrye.com

DIRECT LINE: (312) 857-7077

EMAIL: drammett@kelleydrye.com

NEW YORK, NY
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STAMFORD, CT
PARSIPPANY, NJ
BRUSSELS, BELGIUM
AFFILIATE OFFICES
JAKARTA, INDONESIA
MUMBAI, INDIA

June 30, 2006

VIA FACSIMILE

Klaus Hamm
Keker & Van Nest LLP
710 Sansome Street
San Francisco, CA 94111

Re: Google Inc. v. American Blind & Wallpaper Factory Inc.

Dear Klaus:

This is in response to your letters of June 26 and June 28, 2006, that respectively object to the deposition notices and Requests for Admission recently served on Google. Your objections are improper and I ask that you withdraw them and timely respond to American Blind's discovery.

In your letters you state that your objections are based on Judge Fogel's June 23, 2006 order that allegedly issued a limited extension of fact discovery and provided that additional discovery could only be issued with leave of court. Your interpretation of this order is not an accurate representation of what Judge Fogel stated at the hearing. Judge Fogel's June 23rd order merely extended all deadlines for an additional 60 days and does not provide any explicit limitations on depositions or other discovery. I specifically addressed the fact that American Blind would need to issue additional discovery as a result of Google's recent productions and Judge Fogel indicated that he would not address this issue, but would leave it to the parties to work out. Judge Fogel also indicated that in the event that the parties could not reach an agreement with regard to the scope of discovery, the dispute should be presented to Judge Seeborg.

Furthermore, the deposition notices and Requests for Admission are related to the initial scope of discovery in that they were generated in response to issues presented by Google in its responses to American Blind's discovery, which were received prior to the original close of fact discovery. Thus, your objections as to scope are improper.

KELLEY DRYE & WARREN LLP

Klaus Hamm
June 30, 2006
Page Two

Please note, in addition to the notices that you received for Mr. Brin and Mr. Page, there are a number of individuals that we will need to depose between now and the close of discovery based upon the documents that Google produced and your Rule 26 disclosures. We will be sending out deposition notices for the individuals disclosed on your Rule 26 initial disclosures early next week.

Given that Mr. Page's name is identified on numerous documents that Google has produced and was identified by Ms. Karen at her deposition as being directly involved in the decisions by Google on its trademark policies, we have every right to take Mr. Page's deposition. As an accommodation and attempt to compromise, we would be willing to not pursue taking Mr. Brin's deposition at this time if you are willing to agree to our right to take Mr. Page's deposition.

We are still waiting to hear from you as to deposition dates for Michael Kwun. In your correspondence to Carrie Plater of our office, dated June 26, 2006, you stated that you would be getting us dates for his deposition. To date we have not heard anything further from you. Since we have a relatively short time frame with many depositions to cover between now and the close of fact discovery, please let me know what dates he is available for his deposition.

If you intend to maintain your objections and do not respond to the recent discovery served on Google, we will be forced to file a motion with Judge Seeborg to address these matters. In that case, we will no doubt address Google's blatant tactic of sending out a flurry of deposition notices just before the previously set fact discovery cut off date in a transparent attempt to make sure that you would not be bound by your current attempt to limit the scope of discovery. Please respond to this letter by 5:00 p.m. CST, July 3, 2006.

Sincerely,



David A. Rammelt

DAR:ccp

EXHIBIT F

1 KEKER & VAN NEST, LLP
MICHAEL H. PAGE - #154913
2 MARK A. LEMLEY - #155830
KLAUS H. HAMM - #224905
3 AJAY S. KRISHNAN - #222476
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6 Attorneys for Plaintiff and Counter Defendant
GOOGLE INC.

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 GOOGLE INC., a Delaware corporation,
11
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., AMERICA ONLINE, INC.,
23 NETSCAPE COMMUNICATIONS
CORPORATION, COMPUSERVE
24 INTERACTIVE SERVICES, INC., ASK
JEEVES, INC. and EARTHLINK, INC.,

25 Counter Defendant/
26 Third-Party Defendants.

Case No. C 03-5340-JF

**GOOGLE INC.'S OBJECTIONS TO
NOTICE OF DEPOSITION OF LARRY
PAGE**

1 Pursuant to Federal Rules of Civil Procedure 26 and 34 and Local Civil Rule 26, Plaintiff
2 and Counter-Defendant Google Inc. ("Google") hereby objects to American Blind & Wallpaper
3 Factory, Inc.'s ("American Blind's") Notice Of Deposition Of Larry Page as follows:

4 Google objects to this deposition notice on the ground that it is untimely. American
5 Blind served this notice in violation of the Court's June 23, 2006 Order Granting In Part
6 Defendant's Motion To Extend Case Management Deadlines and Civil Local Rule 26-2. The
7 Court's June 23, 2006 Order extended the June 27, 2006 close of fact discovery only for the
8 purpose of allowing the parties to complete the "previously established scope of discovery." As
9 for other discovery, the Court ordered that "[i]f during the remaining period of discovery a party
10 believes that additional discovery is necessary, the parties should attempt resolve [sic] the matter
11 between themselves. However, if an agreement cannot be reached, permission to conduct
12 additional discovery shall be sought from Magistrate Judge Seeborg." American Blind served
13 this deposition notice by fax on June 26, 2006. As a result, when the Court issued its June 23,
14 2006, order, the deposition of Larry Page was not within the "previously established scope of
15 discovery" and the limited extension of fact discovery does not apply to this deposition notice.
16 Moreover, American Blind served this deposition notice without first meeting and conferring
17 with Google and without seeking permission to serve it from Magistrate Judge Seeborg. As a
18 result, American Blind was not permitted to serve this deposition notice.

19 Nor does it make a difference that American Blind served this deposition notice on
20 June 26, 2006, which was the day before fact discovery closed. The notice set Mr. Page's
21 deposition for August 8, 2006. Civil Local Rule 26-2 states that "a 'discovery cut-off' is the date
22 by which all responses to written discovery are due and by which all depositions must be
23 concluded." Thus a deposition notice served the day before the discovery cut-off is untimely
24 since the deposition must necessarily take place after the discovery cut-off.

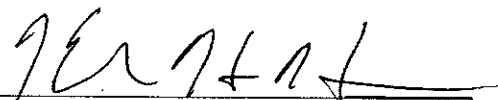
25 In the event that American Blind receives leave from the Court to serve this deposition
26 notice, Google reserves its right to make further objections to this notice and/or to seek a
27 protective order.

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Dated: July 31, 2006

KEKER & VAN NEST, LLP

By: 
KLAUS H. HAMM
Attorneys for Plaintiff and Counter
Defendant GOOGLE INC.

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PROOF OF SERVICE

I am employed in the City and County of San Francisco, State of California in the office of a member of the bar of this court at whose direction the following service was made. I am over the age of eighteen years and not a party to the within action. My business address is Kecker & Van Nest, LLP, 710 Sansome Street, San Francisco, California 94111.

On July 31, 2006 I served the following document:

GOOGLE INC.'S OBJECTIONS TO NOTICE OF DEPOSITION OF LARRY PAGE

by **FACSIMILE TRANSMISSION (IKON) AND UNITED STATES MAIL**, by placing a true and correct copy with IKON Office Solutions, the firm's in-house facsimile transmission center provider, for transmission on this date. The transmission was reported as complete and without error. Additionally, the original was placed in a sealed envelope addressed as shown below. I am readily familiar with the practice of Kecker & Van Nest, LLP for collection and processing of correspondence for mailing. According to that practice, items are deposited with the United States Postal Service at San Francisco, California on that same day with postage thereon fully prepaid. I am aware that, on motion of the party served, service is presumed invalid if the postal cancellation date or the postage meter date is more than one day after the date of deposit for mailing stated in this affidavit.

Caroline C. Plater, Esq.
David A. Rammelt, Esq.
Kelley Drye & Warren LLP
333 West Wacker Drive
Chicago, IL 60606
Facsimile: 312/857-7095

Robert N. Phillips, Esq.
Howrey Simon Arnold & White, LLP
525 Market Street, Suite 3600
San Francisco, CA 94105-2708
Facsimile: 415/848-4999

Executed on July 31, 2006 at San Francisco, California. I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

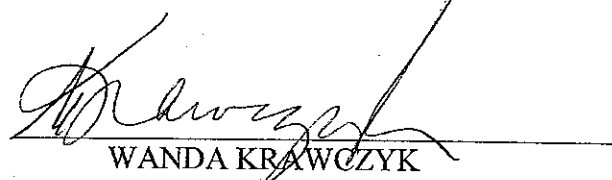

WANDA KRAWCZYK

EXHIBIT G

1 KEKER & VAN NEST, LLP
MICHAEL H. PAGE - #154913
2 MARK A. LEMLEY - #155830
KLAUS H. HAMM - #224905
3 AJAY S. KRISHNAN - #222476
710 Sansome Street
4 San Francisco, CA 94111-1704
Telephone: (415) 391-5400
5 Facsimile: (415) 397-7188

6 Attorneys for Plaintiff and Counter Defendant
GOOGLE INC.

7
8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10

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

14 v.

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

17 Defendants.

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

20 Counter Plaintiff,

21 v.

22 GOOGLE INC., AMERICA ONLINE, INC.,
NETSCAPE COMMUNICATIONS
23 CORPORATION, COMPUSERVE
INTERACTIVE SERVICES, INC., ASK
24 JEEVES, INC. and EARTHLINK, INC.,

25 Counter Defendant/
26 Third-Party Defendants.
27
28

Case No. C 03-5340-JF

**GOOGLE INC.'S OBJECTIONS TO
NOTICE OF DEPOSITION OF SERGEY
BRIN**

1 Pursuant to Federal Rules of Civil Procedure 26 and 34 and Local Civil Rule 26, Plaintiff
2 and Counter-Defendant Google Inc. ("Google") hereby objects to American Blind & Wallpaper
3 Factory, Inc.'s ("American Blind's") Notice Of Deposition Of Sergey Brin as follows:

4 Google objects to this deposition notice on the ground that it is untimely. American
5 Blind served this notice in violation of the Court's June 23, 2006 Order Granting In Part
6 Defendant's Motion To Extend Case Management Deadlines and Civil Local Rule 26-2. The
7 Court's June 23, 2006 Order extended the June 27, 2006 close of fact discovery only for the
8 purpose of allowing the parties to complete the "previously established scope of discovery." As
9 for other discovery, the Court ordered that "[i]f during the remaining period of discovery a party
10 believes that additional discovery is necessary, the parties should attempt resolve [sic] the matter
11 between themselves. However, if an agreement cannot be reached, permission to conduct
12 additional discovery shall be sought from Magistrate Judge Seeborg." American Blind served
13 this deposition notice by fax on June 26, 2006. As a result, when the Court issued its June 23,
14 2006, order, the deposition of Sergey Brin was not within the "previously established scope of
15 discovery" and the limited extension of fact discovery does not apply to this deposition notice.
16 Moreover, American Blind served this deposition notice without first meeting and conferring
17 with Google and without seeking permission to serve it from Magistrate Judge Seeborg. As a
18 result, American Blind was not permitted to serve this deposition notice.

19 Nor does it make a difference that American Blind served this deposition notice on June
20 26, 2006, which was the day before fact discovery closed. The notice set Mr. Brin's deposition
21 for August 10, 2006. Civil Local Rule 26-2 states that "a 'discovery cut-off' is the date by which
22 all responses to written discovery are due and by which all depositions must be concluded."
23 Thus a deposition notice served the day before the discovery cut-off is untimely since the
24 deposition must necessarily take place after the discovery cut-off.

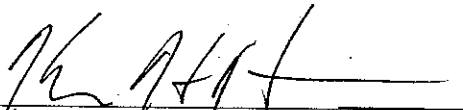
25 In the event that American Blind receives leave from the Court to serve this deposition
26 notice, Google reserves its right to make further objections to this notice and/or to seek a
27 protective order.

28

1 Dated: July 31, 2006

KEKER & VAN NEST, LLP

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By: 
KLAUS H. HAMM
Attorneys for Plaintiff and Counter
Defendant GOOGLE INC.

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PROOF OF SERVICE

I am employed in the City and County of San Francisco, State of California in the office of a member of the bar of this court at whose direction the following service was made. I am over the age of eighteen years and not a party to the within action. My business address is Keker & Van Nest, LLP, 710 Sansome Street, San Francisco, California 94111.

On July 31, 2006, I served the following document:

GOOGLE INC.'S OBJECTIONS TO NOTICE OF DEPOSITION OF SERGEY BRIN

by **FACSIMILE TRANSMISSION (IKON) AND UNITED STATES MAIL**, by placing a true and correct copy with IKON Office Solutions, the firm's in-house facsimile transmission center provider, for transmission on this date. The transmission was reported as complete and without error. Additionally, the original was placed in a sealed envelope addressed as shown below. I am readily familiar with the practice of Keker & Van Nest, LLP for collection and processing of correspondence for mailing. According to that practice, items are deposited with the United States Postal Service at San Francisco, California on that same day with postage thereon fully prepaid. I am aware that, on motion of the party served, service is presumed invalid if the postal cancellation date or the postage meter date is more than one day after the date of deposit for mailing stated in this affidavit.

Caroline C. Plater, Esq.
David A. Rammelt, Esq.
Kelley Drye & Warren LLP
333 West Wacker Drive
Chicago, IL 60606
Facsimile: 312/857-7095

Robert N. Phillips, Esq.
Howrey Simon Arnold & White, LLP
525 Market Street, Suite 3600
San Francisco, CA 94105-2708
Facsimile: 415/848-4999

Executed on July 31, 2006, at San Francisco, California. I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

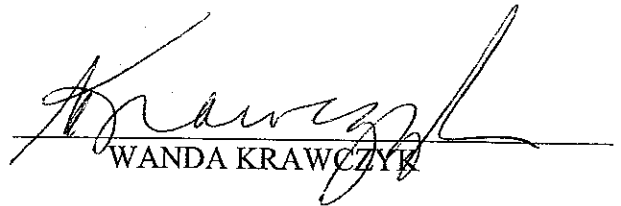

WANDA KRAWCZYK

EXHIBIT H

1 KEKER & VAN NEST, LLP
MICHAEL H. PAGE - #154913
2 MARK A. LEMLEY - #155830
KLAUS H. HAMM - #224905
3 AJAY S. KRISHNAN - #222476
710 Sansome Street
4 San Francisco, CA 94111-1704
Telephone: (415) 391-5400
5 Facsimile: (415) 397-7188

6 Attorneys for Plaintiff and Counter Defendant
GOOGLE INC.

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

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

Case No. C 03-5340-JF

13 v.

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

**GOOGLE INC.'S OBJECTIONS TO
AMERICAN BLIND AND WALLPAPER
FACTORY INC.'S [SIC] FIRST SET OF
REQUESTS FOR ADMISSION TO
GOOGLE INC.**

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., AMERICA ONLINE, INC.,
23 NETSCAPE COMMUNICATIONS
CORPORATION, COMPUSERVE
24 INTERACTIVE SERVICES, INC., ASK
JEEVES, INC. and EARTHLINK, INC.,

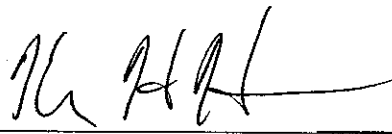
25 Counter Defendant/
26 Third-Party Defendants.
27
28

1 Pursuant to Federal Rules of Civil Procedure 26 and 36 and Local Civil Rule 26, Plaintiff
2 and Counter-Defendant Google Inc. ("Google") hereby objects to American Blind and Wallpaper
3 Factory Inc.'s ("American Blind's") First Set Of Requests For Admission To Google as follows:

4 Google objects to these requests for admissions on the ground that they are untimely.
5 American Blind served these requests for admissions in violation of the Court's June 23, 2006
6 Order Granting In Part Defendant's Motion To Extend Case Management Deadlines. The
7 Court's June 23, 2006 Order extended the June 27, 2006 close of fact discovery only for the
8 purpose of allowing the parties "to complete discovery that is within the previously established
9 scope of discovery." As for other discovery, the Court ordered that "[i]f during the remaining
10 period of discovery a party believes that additional discovery is necessary, the parties should
11 attempt resolve [sic] the matter between themselves. However, if an agreement cannot be
12 reached, permission to conduct additional discovery shall be sought from Magistrate Judge
13 Seeborg." American Blind served these requests for admissions by fax on June 28, 2006, after
14 the close of fact discovery, without first meeting and conferring with Google and without
15 seeking permission to conduct additional discovery from Magistrate Judge Seeborg. As a result,
16 American Blind was not permitted to serve these requests for admissions. Google reserves its
17 right to make all other objections in the event American Blind receives leave from the Court to
18 serve these requests for admissions.

19 Dated: July 31, 2006

KEKER & VAN NEST, LLP

20
21 By: 
22 KLAUS H. HAMM
23 Attorneys for Plaintiff and Counter
24 Defendant GOOGLE INC.
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PROOF OF SERVICE

I am employed in the City and County of San Francisco, State of California in the office of a member of the bar of this court at whose direction the following service was made. I am over the age of eighteen years and not a party to the within action. My business address is Keker & Van Nest, LLP, 710 Sansome Street, San Francisco, California 94111.

On July 31, 2006, I served the following document:

GOOGLE INC.'S OBJECTIONS TO AMERICAN BLIND AND WALLPAPER FACTORY INC.'S [SIC] FIRST SET OF REQUESTS FOR ADMISSION TO GOOGLE INC.

by **FACSIMILE TRANSMISSION (IKON) AND UNITED STATES MAIL**, by placing a true and correct copy with IKON Office Solutions, the firm's in-house facsimile transmission center provider, for transmission on this date. The transmission was reported as complete and without error. Additionally, the original was placed in a sealed envelope addressed as shown below. I am readily familiar with the practice of Keker & Van Nest, LLP for collection and processing of correspondence for mailing. According to that practice, items are deposited with the United States Postal Service at San Francisco, California on that same day with postage thereon fully prepaid. I am aware that, on motion of the party served, service is presumed invalid if the postal cancellation date or the postage meter date is more than one day after the date of deposit for mailing stated in this affidavit.

Caroline C. Plater, Esq.
David A. Rammelt, Esq.
Kelley Drye & Warren LLP
333 West Wacker Drive
Chicago, IL 60606
Facsimile: 312/857-7095

Robert N. Phillips, Esq.
Howrey Simon Arnold & White, LLP
525 Market Street, Suite 3600
San Francisco, CA 94105-2708
Facsimile: 415/848-4999

Executed on July 31, 2006, at San Francisco, California. I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

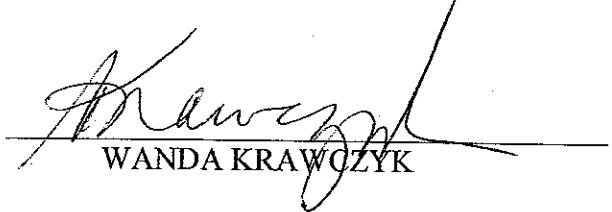

WANDA KRAWCZYK

EXHIBIT I

1 Robert N. Phillips (SBN 120970)
Ethan B. Andelman (SBN 209101)
2 HOWREY SIMON ARNOLD & WHITE, LLP
525 Market Street, Suite 3600
3 San Francisco, CA 94105
Telephone: (415) 848-4900
4 Facsimile: (415) 848-4999

5 David A. Rammelt (Admitted *Pro Hac Vice*)
Susan J. Greenspon (Admitted *Pro Hac Vice*)
6 KELLEY DRYE & WARREN LLP
333 West Wacker Drive, Suite 2600
7 Chicago, IL 60606
Telephone: (312) 857-7070
8 Facsimile: (312) 857-7095

9 Attorneys for Defendant/Counter-Plaintiff
10 AMERICAN BLIND AND WALLPAPER
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
17 d/b/a decoratetoday.com, Inc.; and DOES 1-
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)

**NOTICE OF DEPOSITION OF
BRITTON MAUCLINE PICCIOLINI**

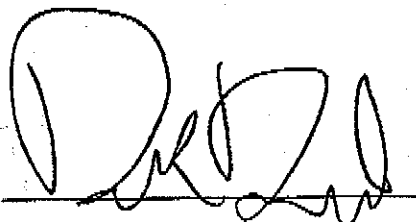
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PLEASE TAKE NOTICE THAT Defendant/Counter-Plaintiff AMERICAN BLIND AND WALLPAPER FACTORY, INC., ("American Blind") by its attorneys Kelley Drye & Warren LLP, will take the deposition upon oral examination of Britton Mauchline Picciolini, on August 21, 2006, at 9:00 a.m., continuing day-to-day until completed, at the offices of HOWREY SIMON ARNOLD & WHITE, LLP, 525 Market Street, Suite 3600, San Francisco, CA 94105, (415) 848-4900.

The deposition will be held before a Notary Public or before some other person authorized by law to administer oaths and will be recorded stenographically in accordance with Federal Rule 30.

Dated: August 7, 2006

KELLEY DRYE & WARREN LLP

By: 

David A. Rammelt
Susan J. Greenspon
KELLEY DRYE & WARREN LLP
333 West Wacker Drive, Suite 2600
Chicago, IL 60606
Telephone: (312) 857-7070
Facsimile: (312) 857-7095

Robert N. Phillips
Ethan B. Andelman
HOWREY SIMON ARNOLD & WHITE, LLP
525 Market Street, Suite 3600
San Francisco, CA 94105
Telephone: (415) 848-4900
Facsimile: (415) 848-4999

Attorneys for Defendant/Counter-Plaintiff
AMERICAN BLIND AND WALLPAPER
FACTORY, INC.

PROOF OF SERVICE

I am a citizen of the United States and a resident of the State of Illinois. I am employed in Cook County, State of Illinois, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years, and not a party to the within action, My business address is 333 W. Wacker Drive, Suite 2600, Chicago, IL 60606. On the date set forth below, I served the document(s) described below in the manner described below:


NOTICE OF DEPOSITION OF BRITTON MAUCLINE PICCIOLINI

XX (BY FACSIMILE) I am personally and readily familiar with the business practice of Kelley Drye & Warren, LLP for collection and processing of document(s) to be transmitted by facsimile and I caused such document(s) on this date to be transmitted by facsimile to the offices of addressee(s) at the numbers listed below.

Michael H. Page
Klaus H. Hamm
Ajay S. Krishnan
Keker & Van Nest, LLP
710 Sansome Street
San Francisco, CA 94111
Facsimile: (415) 397-7188

By
Sgt.
Apt.
K...
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San...
Fac...

Executed on August 7, 2006, at Chicago, Illinois. I declare under penalty of perjury under the applicable laws that the above is true and correct.



Caroline C. Plater

EXHIBIT J

1 Robert N. Phillips (SBN 120970)
Ethan B. Andelman (SBN 209101)
2 HOWREY SIMON ARNOLD & WHITE, LLP
525 Market Street, Suite 3600
3 San Francisco, CA 94105
Telephone: (415) 848-4900
4 Facsimile: (415) 848-4999

5 David A. Rammelt (Admitted *Pro Hac Vice*)
Susan J. Greenspon (Admitted *Pro Hac Vice*)
6 KELLEY DRYE & WARREN LLP
333 West Wacker Drive, Suite 2600
7 Chicago, IL 60606
Telephone: (312) 857-7070
8 Facsimile: (312) 857-7095

9 Attorneys for Defendant/Counter-Plaintiff
10 AMERICAN BLIND AND WALLPAPER
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
17 d/b/a decoratetoday.com, Inc.; and DOES 1-
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)

**NOTICE OF DEPOSITION OF
JESSICA BLUETT**

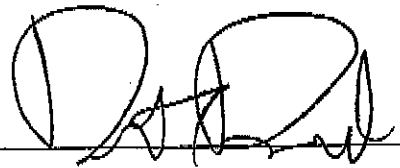
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PLEASE TAKE NOTICE THAT Defendant/Counter-Plaintiff AMERICAN BLIND AND WALLPAPER FACTORY, INC., ("American Blind") by its attorneys Kelley Drye & Warren LLP, will take the deposition upon oral examination of Jessica Bluett, on August 22, 2006, at 9:00 a.m., continuing day-to-day until completed, at the offices of HOWREY SIMON ARNOLD & WHITE, LLP, 525 Market Street, Suite 3600, San Francisco, CA 94105, (415) 848-4900.

The deposition will be held before a Notary Public or before some other person authorized by law to administer oaths and will be recorded stenographically in accordance with Federal Rule 30.

Dated: August 7, 2006

KELLEY DRYE & WARREN LLP

By: 

David A. Rammelt
Susan J. Greenspon
KELLEY DRYE & WARREN LLP
333 West Wacker Drive, Suite 2600
Chicago, IL 60606
Telephone: (312) 857-7070
Facsimile: (312) 857-7095

Robert N. Phillips
Ethan B. Andelman
HOWREY SIMON ARNOLD & WHITE, LLP
525 Market Street, Suite 3600
San Francisco, CA 94105
Telephone: (415) 848-4900
Facsimile: (415) 848-4999

Attorneys for Defendant/Counter-Plaintiff
AMERICAN BLIND AND WALLPAPER
FACTORY, INC.

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PROOF OF SERVICE

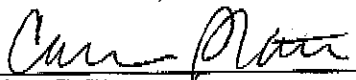
I am a citizen of the United States and a resident of the State of Illinois. I am employed in Cook County, State of Illinois, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years, and not a party to the within action, My business address is 333 W. Wacker Drive, Suite 2600, Chicago, IL 60606. On the date set forth below, I served the document(s) described below in the manner described below:

NOTICE OF DEPOSITION OF JESSICA BLUETT

XX (BY FACSIMILE) I am personally and readily familiar with the business practice of Kelley Drye & Warren, LLP for collection and processing of document(s) to be transmitted by facsimile and I caused such document(s) on this date to be transmitted by facsimile to the offices of addressee(s) at the numbers listed below.

Michael H. Page
Klaus H. Hamm
Ajay S. Krishnan
Keker & Van Nest, LLP
710 Sansome Street
San Francisco, CA 94111
Facsimile: (415) 397-7188

Executed on August 7, 2006, at Chicago, Illinois. I declare under penalty of perjury under the applicable laws that the above is true and correct.



Caroline C. Plater

EXHIBIT K

1 Robert N. Phillips (SBN 120970)
Ethan B. Andelman (SBN 209101)
2 HOWREY SIMON ARNOLD & WHITE, LLP
525 Market Street, Suite 3600
3 San Francisco, CA 94105
Telephone: (415) 848-4900
4 Facsimile: (415) 848-4999

5 David A. Rammelt (Admitted *Pro Hac Vice*)
Susan J. Greenspon (Admitted *Pro Hac Vice*)
6 KELLEY DRYE & WARREN LLP
333 West Wacker Drive, Suite 2600
7 Chicago, IL 60606
Telephone: (312) 857-7070
8 Facsimile: (312) 857-7095

9 Attorneys for Defendant/Counter-Plaintiff
10 AMERICAN BLIND AND WALLPAPER
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
17 d/b/a decoratetoday.com, Inc.; and DOES 1-
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)

**NOTICE OF DEPOSITION OF
JANE BUTLER**

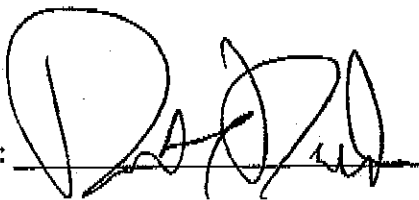
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PLEASE TAKE NOTICE THAT Defendant/Counter-Plaintiff AMERICAN BLIND AND WALLPAPER FACTORY, INC., ("American Blind") by its attorneys Kelley Drye & Warren LLP, will take the deposition upon oral examination of Jane Butler, on August 23, 2006, at 9:00 a.m., continuing day-to-day until completed, at the offices of HOWREY SIMON ARNOLD & WHITE, LLP, 525 Market Street, Suite 3600, San Francisco, CA 94105, (415) 848-4900.

The deposition will be held before a Notary Public or before some other person authorized by law to administer oaths and will be recorded stenographically in accordance with Federal Rule 30.

Dated: August 7, 2006

KELLEY DRYE & WARREN LLP

By: 

David A. Rammelt
Susan J. Greenspon
KELLEY DRYE & WARREN LLP
333 West Wacker Drive, Suite 2600
Chicago, IL 60606
Telephone: (312) 857-7070
Facsimile: (312) 857-7095

Robert N. Phillips
Ethan B. Andelman
HOWREY SIMON ARNOLD & WHITE, LLP
525 Market Street, Suite 3600
San Francisco, CA 94105
Telephone: (415) 848-4900
Facsimile: (415) 848-4999

Attorneys for Defendant/Counter-Plaintiff
AMERICAN BLIND AND WALLPAPER
FACTORY, INC.

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PROOF OF SERVICE


I am a citizen of the United States and a resident of the State of Illinois. I am employed in Cook County, State of Illinois, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years, and not a party to the within action, My business address is 333 W. Wacker Drive, Suite 2600, Chicago, IL 60606. On the date set forth below, I served the document(s) described below in the manner described below:

NOTICE OF DEPOSITION OF JANE BUTLER

XX (BY FACSIMILE) I am personally and readily familiar with the business practice of Kelley Drye & Warren, LLP for collection and processing of document(s) to be transmitted by facsimile and I caused such document(s) on this date to be transmitted by facsimile to the offices of addressee(s) at the numbers listed below.

Michael H. Page
Klaus H. Hamm
Ajay S. Krishnan
Keker & Van Nest, LLP
710 Sansome Street
San Francisco, CA 94111
Facsimile: (415) 397-7188

Executed on August 7, 2006, at Chicago, Illinois. I declare under penalty of perjury under the applicable laws that the above is true and correct.



Caroline C. Plater

EXHIBIT L

1 Robert N. Phillips (SBN 120970)
Ethan B. Andelman (SBN 209101)
2 HOWREY SIMON ARNOLD & WHITE, LLP
525 Market Street, Suite 3600
3 San Francisco, CA 94105
Telephone: (415) 848-4900
4 Facsimile: (415) 848-4999

5 David A. Rammelt (Admitted *Pro Hac Vice*)
Susan J. Greenspon (Admitted *Pro Hac Vice*)
6 KELLEY DRYE & WARREN LLP
333 West Wacker Drive, Suite 2600
7 Chicago, IL 60606
Telephone: (312) 857-7070
8 Facsimile: (312) 857-7095

9 Attorneys for Defendant/Counter-Plaintiff
10 AMERICAN BLIND AND WALLPAPER
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
17 d/b/a decoratetoday.com, Inc.; and DOES 1-
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)

**NOTICE OF DEPOSITION OF
RICK STEELE**

Date: August 23, 2006

Time: 9:00 a.m.

Location:

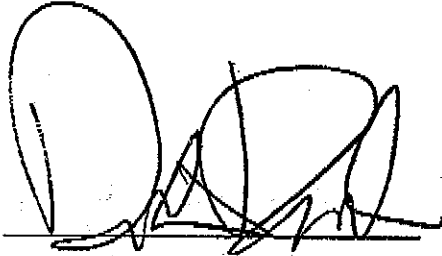
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PLEASE TAKE NOTICE THAT Defendant/Counter-Plaintiff AMERICAN BLIND AND WALLPAPER FACTORY, INC., ("American Blind") by its attorneys Kelley Drye & Warren LLP, will take the deposition upon oral examination of Rick Steele, on August 23, 2006, at 9:00 a.m., continuing day-to-day until completed, at the Holiday Inn, 1600 S. Country Club Drive, Mesa, AZ 85210, (480) 964-7000.

The deposition will be held before a Notary Public or before some other person authorized by law to administer oaths and will be recorded stenographically in accordance with Federal Rule 30.

Dated: August 7, 2006

KELLEY DRYE & WARREN LLP



By: _____

David A. Rammelt
Susan J. Greenspon
KELLEY DRYE & WARREN LLP
333 West Wacker Drive, Suite 2600
Chicago, IL 60606
Telephone: (312) 857-7070
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Telephone: (415) 848-4900
Facsimile: (415) 848-4999

Attorneys for Defendant/Counter-Plaintiff
AMERICAN BLIND AND WALLPAPER
FACTORY, INC.

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PROOF OF SERVICE

I am a citizen of the United States and a resident of the State of Illinois. I am employed in Cook County, State of Illinois, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years, and not a party to the within action, My business address is 333 W. Wacker Drive, Suite 2600, Chicago, IL 60606. On the date set forth below, I served the document(s) described below in the manner described below:

SUBPOENA and NOTICE OF DEPOSITION OF RICK STEELE

XX (BY FACSIMILE) I am personally and readily familiar with the business practice of Kelley Drye & Warren, LLP for collection and processing of document(s) to be transmitted by facsimile and I caused such document(s) on this date to be transmitted by facsimile to the offices of addressee(s) at the numbers listed below.

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Caroline C. Plater