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 GOOGLE INC.  
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8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
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11 GOOGLE INC., a Delaware corporation,  
 12 Plaintiff,  
 13 v.  
 14 AMERICAN BLIND & WALLPAPER  
 FACTORY, INC., a Delaware corporation  
 15 d/b/a decoratetoday.com, Inc., and DOES 1-  
 16 100, inclusive,  
 Defendants.  
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Case No. C 03-5340-JF (RS)

**[PROPOSED] ORDER RE GOOGLE'S  
 MOTION TO MAINTAIN THE  
 CURRENT SCHEDULE OR ABIDE BY IT  
 AS CLOSELY AS POSSIBLE**

18 AMERICAN BLIND & WALLPAPER  
 FACTORY, INC., a Delaware corporation  
 19 d/b/a decoratetoday.com, Inc.,  
 20 Counter-Plaintiff,  
 21 v.  
 22 GOOGLE INC.,  
 23 Counter-Defendant.  
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1 The Court has received plaintiff and counter-defendant Google Inc.’s (“Google”) Motion  
2 To Maintain the Current Schedule or Abide by It as Closely as Possible, which was filed  
3 pursuant to Civil Local Rule 6–3. Pursuant to this Court’s prior orders, the hearing date for  
4 filing dispositive motions was set for January 30, 2007, and the filing deadline for dispositive  
5 motions was therefore December 26, 2006. Because the Court is unavailable on January 30,  
6 2007 to hear Google’s Motion For Summary Judgment and Google’s Motion for Terminating,  
7 Evidentiary, and Monetary Sanctions Against ABWF for Spoliation of Evidence (collectively,  
8 “Motions”), the hearing for those motions will be rescheduled for \_\_\_\_\_, 2007, at  
9 \_\_\_\_\_ a.m./p.m. In the interest of fairness, any additional briefing time that results from the  
10 postponement of the dispositive-motion hearing will be divided evenly between the parties. To  
11 that end:

- 12 • ABWF shall file its opposition papers to Google’s Motions no later than  
13 \_\_\_\_\_, 2007; and
- 14 • Google shall file its reply papers in support of its Motions no later than  
15 \_\_\_\_\_, 2007.

16 Because the deadline for filing dispositive motions has passed, other than the Motions  
17 already filed by Google, no further dispositive motions shall be filed by either party. No other  
18 case management dates will be affected by this Order.

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20 IT IS SO ORDERED.

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22 Dated: \_\_\_\_\_, 2007

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Hon. Jeremy Fogel  
Judge of the United States District Court

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