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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-
18 100, inclusive,

19 Defendants.

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

22 Counter-Plaintiff,

23 v.

24 GOOGLE, INC.

25 Counter-Defendants.
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Case No. C 03-5340-JF (RS)

**[PROPOSED] ORDER GRANTING
AMERICAN BLIND AND WALLPAPER
FACTORY, INC.'S MOTION TO
EXCLUDE EXPERT TESTIMONY OF DR.
ITAMAR SIMONSON**

Date: March 16, 2007
Time: 9:00 a.m.
Courtroom: 3, 5th Floor
Judge: Hon. Jeremy Fogel

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Defendant/Counter-Plaintiff American Blind & Wallpaper Factory, Inc.'s ("American Blind") Motion to Exclude Testimony of Dr. Itamar Simonson was heard by this Court on March 16, 2007 at 9:00 a.m. Upon reviewing the papers submitted by the parties, hearing the arguments of counsel, and good cause appearing therefore, IT IS HEREBY

ORDERED:

1. American Blind's Motion to Exclude Testimony of Dr. Itamar Simonson is granted.
2. The testimony of Dr. Itamar Simonson is excluded from use in this case on the grounds that he does not provide admissible, properly grounded testimony concerning the issues in this case.

IT IS SO ORDERED.

Dated: _____, 2007

United States District Court Judge