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 GOOGLE INC. and Third-Party Defendants
 ASK JEEVES, INC. and EARTHLINK, INC.
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 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
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12 GOOGLE INC., a Delaware corporation,
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 Plaintiff,
 14 v.
 15 AMERICAN BLIND & WALLPAPER
 FACTORY, INC., a Delaware corporation
 16 d/b/a decoratetoday.com, Inc.; and DOES 1-
 17 100, inclusive,
 Defendants.
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Case No. C 03-5340-JF (EAI)

**[PROPOSED] ORDER GRANTING
 MOTION BY GOOGLE, ASK JEEVES
 AND EARTHLINK TO DISMISS
 COUNTERCLAIMS AND THIRD-PARTY
 CLAIMS**

Date: September 17, 2004
 Time: 9:00 a.m.
 Judge: Hon. Jeremy Fogel

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

22 v.
 23 GOOGLE, INC., AMERICA ONLINE, INC.,
 NETSCAPE COMMUNICATIONS
 CORPORATION, COMPUSERVE
 24 INTERACTIVE SERVICES, INC., ASK
 JEEVES, INC., and EARTHLINK, INC.,
 25
 Counterdefendants/
 26 Third-Party Defendants.
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1 On September 17, 2004 the Court heard the motion of plaintiff and counterdefendant
2 Google Inc. and third party defendants Ask Jeeves, Inc. and Earthlink, Inc. to dismiss the
3 counterclaims and third-party claims filed by defendant and counterclaimant American Blind &
4 Wallpaper Factory, Inc. (“American Blind”).

5 Based upon the arguments presented and papers filed by the parties and for good cause
6 shown, IT IS HEREBY ORDERED THAT the motion is GRANTED. American Blind’s
7 counterclaims and third-party claims are dismissed, with prejudice.

8 IT IS SO ORDERED.

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10 Dated: _____

HON. JEREMY FOGEL
Judge of the United States District Court

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