Digital Envoy Inc.,	. Google Inc.,					Doc.	
, ,	Case 5:04-cv-01497-RS	Document 218	Filed 07/06/2	2005	Page 1 of 3		
1	P. CRAIG CARDON, Cal. Bar No. 168646 BRIAN R. BLACKMAN, Cal. Bar No. 196996						
2	KENDALL M. BURTON, Cal. Bar No. 228720 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP						
3							
4	Telephone: 415-434-9100						
5	Facsimile: 415-434-3947	/					
6	TIMOTHY H. KRATZ (Adı)				
7	LUKE ANDERSON (Admitted <i>Pro Hac Vice</i>) MCGUIRE WOODS, L.L.P						
8	1170 Peachtree Street, N.E., Suite 2100 Atlanta, Georgia 30309						
	Telephone: 404.443.5500						
9	Facsimile: 404.443.5751 Attorneys for DIGITAL ENVOY, INC.						
11	UNITED STATES DISTRICT COURT						
12	NORTHERN DISTRICT OF CALIFORNIA						
	SAN JOSE DIVISION						
13 14	DIGITAL ENVOY, INC., Case No. C 04 01497 RS						
		at and afour doubt					
15	Plaintiff/Counterdefendant, v.		DIGITAL ENVOY'S NOTICE OF MOTION AND MOTION FOR PARTIAL SUMMARY JUDGMENT ON CONTRACT ISSUES				
16							
17	GOOGLE, INC.,		Date:	Augus	t 10, 2005		
18	Defendant/Co	ounterclaimant.	Time: Courtroom:	9:30 a.	m.		
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1	PLEASE TAKE NOTICE THAT on August 10, 2005, at 9:30 a.m. or as soon thereafter as					
2	it may be heard, pursuant to Rule 56 of the Federal Rules of Civil Procedure,					
3	Plaintiff/Counterdefendant Digital Envoy, Inc. ("Digital Envoy") will move and hereby does move					
4	for entry of Partial Summary Judgment solely on the issue of contract interpretation and Google,					
5	Inc.'s ("Google") violation of the contract between Digital Envoy and Google.					
6	Digital Envoy makes this motion on the grounds that there are no remaining triable issues					
7	of fact with respect to the Breach of Contract claim, and that Digital Envoy is entitled to judgment					
8	as a matter of law on that claim.					
9	Digital Envoy's motion is supported by the following memorandum, the declarations of					
10	Sam S. Han and attached exhibits, and any other matters properly before the Court.					
11						
12	DATED: July 6, 2005					
13						
14	SHEPPARD, MULLIN, RICHTER & HAMPTON LLP					
15	By /s/ Brian Blackman					
16	P. CRAIG CARDON					
17	BRIAN R. BLACKMAN					
18	TIMOTHY H. KRATZ (Admited <i>Pro Hac Vice</i>) MCGUIRE WOODS, L.L.P					
19	1170 Peachtree Street, N.E., Suite 2100 Atlanta, Georgia 30309					
20	Telephone: 404.443.5706 Facsimile: 404.443.5751					
21	Attorneys for DIGITAL ENVOY, INC.					
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