

EXHIBIT 4

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2 RORY G. BENS (State Bar No. 201674)
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7 AFFINITY ENGINES, INC.

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION
11

12 GOOGLE INC., a Delaware corporation,

13 Plaintiff,

14 v.

15 AFFINITY ENGINES, INC., a Delaware
16 corporation,

17 Defendant.
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CASE NO.: C 05-00598 JW

**NOTICE REGARDING EXHIBIT
ATTACHMENT**

1 This Exhibit in support of Affinity Engines Inc. Declaration of Rory G. Bens in
2 Support of Affinity Engines, Inc.'s Reply to Google's Opposition to Affinity Engines, Inc.'s
3 Motion for Further Case Management Conference Re: Scope of Brin and Page Depositions, is in
4 paper form only and is being maintained in the case file in the Clerk's office.

5 Reason for Manual filing:

6 Exhibits designated "Confidential – Attorneys Eyes Only". Exhibits being filed
7 under seal.

8 Dated: November 21, 2005

G. HOPKINS GUY, III
ORRICK, HERRINGTON & SUTCLIFFE LLP

10
11 /s/
12 Attorneys for Defendant
13 Affinity Engines, Inc.
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