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GOOGLE INC. and MARISSA MAYER  
9

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN JOSE DIVISION  
13

14 ROBERT A. BROWN, an individual,  
15 Plaintiff,

16 v.

17 GOOGLE, INC.; PAYROLLING.COM;  
18 MARISSA MAYER; and DOES 1 through  
19 20,

20 Defendants.  
21

Case No. C05 01779 PVT

**NOTICE OF CONTINUED HEARING ON  
DEFENDANTS GOOGLE INC.'S AND  
MARISSA MAYER'S MOTION TO  
DISMISS PURSUANT TO FEDERAL  
RULE OF CIVIL PROCEDURE 12(b)(6)**

Date: August 9, 2005  
Time: 10:00 a.m.  
Judge: Hon. Patricia V. Trumbull


22 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD

23 PLEASE TAKE NOTICE that the hearing on Defendants Google Inc.'s and Marissa Mayer's  
24 Motion to Dismiss Pursuant to Federal Rule of Procedure 12(b)(6), originally noticed for June 14,  
25 2005 and continued by this Court to July 12, 2005, is hereby continued to August 9, 2005, at 10:00  
26  
27  
28

1 a.m., or as soon thereafter as the matter may be heard in Courtroom 5 of the above-referenced court  
2 located at 280 South First Street, San Jose, California 95113.

3 Dated: June 6, 2005

AKIN GUMP STRAUSS HAUER & FELD LLP

4  
5 By  \_\_\_\_\_  
6 Heather Burror

7 Attorneys for Defendants  
8 GOOGLE INC. and MARISSA MAYER

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF SAN FRANCISCO

I am employed in the County of San Francisco, State of California. I am over the age of 18 and not a party to the within action; my business address is: 580 California Street, Suite 1500, San Francisco, CA 94104. On June \_\_, 2005, I served the foregoing document(s) described as: NOTICE OF CONTINUED HEARING ON DEFENDANTS GOOGLE INC. AND MARISSA MAYER'S MOTION TO DISMISS PURSUANT TO FEDERAL RULE OF PROCEDURE 12(b)(6) on the interested party(ies) below, using the following means:

Gregory M. Sheffer  
The Sheffer Law Firm  
160 Sansome Street, 2<sup>nd</sup> Floor  
San Francisco, CA 94104

Ronald H. Blumberg  
Aniko M. Felsen  
Blumberg Lorber Nelson LLP  
137 N. Acacia Avenue  
Solana Beach, CA 92075

BY PERSONAL SERVICE I delivered such envelope(s) by hand to the offices of the addressee(s).

BY UNITED STATES MAIL I enclosed the documents in a sealed envelope or package addressed to the respective address(es) of the party(ies) stated above and placed the envelope(s) for collection and mailing, following our ordinary business practices. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid at San Francisco, California.

BY OVERNIGHT DELIVERY I enclosed the document(s) in an envelope or package provided by an overnight delivery carrier and addressed to the respective address(es) of the party(ies) stated above. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.

BY MESSENGER SERVICE I served the documents by placing them in an envelope or package addressed to the respective address(es) of the party(ies) stated above and providing them to a professional messenger service for service.


BY FAX Based on an agreement of the parties to accept service by fax transmission, I faxed the documents to the respective fax number(s) of the party(ies) as stated above. No error was reported by the fax machine that I used. A copy of the record of the fax transmission(s), which I printed out, is attached.

BY ELECTRONIC MAIL OR ELECTRONIC TRANSMISSION. Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the document(s) to be sent to the respective e-mail address(es) of the party(ies) as stated above. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on June 6, 2005, at San Francisco, California.

Debra Payton Moore  
[Print Name of Person Executing Proof]

  
[Signature]