

1 RICHARD L. KELLNER, SBN 171416
 FRANK E. MARCHETTI, SBN 203185
 2 KABATECK BROWN KELLNER LLP
 350 South Grand Avenue, 39th Floor
 3 Los Angeles, California 90071-3801
 Telephone: (213) 217-5000
 4 Facsimile: (213) 217-5010

5 SHAWN KHORRAMI, SBN 180411
 LAW OFFICES OF SHAWN KHORRAMI
 6 14550 Haynes Street, Third Floor
 Van Nuys, California 91411
 7 Telephone: (818) 947-5111
 Facsimile: (818) 947-5121

8 GREGORY E. KELLER (To be admitted *pro hac vice*)
 9 DARREN T. KAPLAN (Admitted *pro hac vice*)
 CHITWOOD HARLEY HARNES LLP
 2300 Promenade II
 1230 Peachtree Street, N.E.
 11 Atlanta, Georgia 30309
 Telephone: (404) 873-3900
 12 Facsimile: (404) 876-4476

13 Attorneys for Plaintiffs

FILED

JAN 26 2006

RICHARD J. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

14
 15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17
 18 SAN JOSE DIVISION

E-filing

20 CLICK DEFENSE, INC., a Colorado
 21 corporation, Individually and on
 22 behalf of all others similarly situated

23 Plaintiffs,

24 -against-

25 GOOGLE, INC., a Delaware
 26 corporation, and DOES 1 THROUGH
 100, Inclusive,

27 Defendants.

Case No.: 5:05-cv-02579-RMW

**STIPULATION TO
CONSOLIDATE ACTIONS AND
[PROPOSED] ORDER**

(Fed . R. Civ. P. 42)

Judge: Hon. Ronald M. Whyte

1 STEVE MIZERA., An Individual,
2 Individually and on behalf of all
3 others similarly situated,

4 Plaintiff,

5 -against-

6 GOOGLE, INC., a Delaware
7 corporation, and DOES 1 THROUGH
8 100, Inclusive,

9 Defendants.

) Case No. C 05-02885-RMW

) Judge: Hon. Ronald M. Whyte

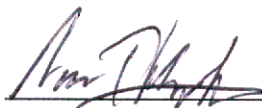
10 Pursuant to Federal Rules of Civil Procedure, Rule 42, plaintiffs Click
11 Defense, Inc. and Steve Mizera, individually and as class representatives, by and
12 through their counsel, and Defendant Google, Inc., by and through its counsel,
13 stipulate and agree to the following:

- 14 1. The above-captioned actions involve common questions of both fact
15 and law.
- 16 2. The Court should order the above-captioned actions to be consolidated
17 pursuant to Federal Rules of Civil Procedure, Rule 42.

18
19
20 IT IS SO STIPULATED.

21 Dated: January 13, 2006

CHITWOOD HARLEY HARNES LLP

22
23
24 By: 
25 Darren T. Kaplan
26 Attorneys for Plaintiffs
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: January 13, 2006

KEKER & VAN NEST, LLP

By: Daralyn J. Durie / *DJS*
Daralyn J. Durie / *w/ approval*
Attorneys for Defendant

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CLICK DEFENSE, INC., a Colorado corporation, Individually and on behalf of all others similarly situated

Case No.: 5:05-cv-02579-RMW

~~PROPOSED~~ ORDER
CONSOLIDATING ACTIONS

Plaintiffs,

(Fed . R. Civ. P. 42)

-against-

Judge: Hon. Ronald M. Whyte

GOOGLE, INC., a Delaware corporation, and DOES 1 THROUGH 100, Inclusive,

Defendants.

STEVE MIZERA., An Individual, Individually and on behalf of all others similarly situated,

Case No. C 05-02885-RMW

Plaintiff,

Judge: Hon. Ronald M. Whyte

-against-

GOOGLE, INC., a Delaware corporation, and DOES 1 THROUGH 100, Inclusive,

Defendants.

1
2 The Stipulation and Proposed Order is hereby adopted by the Court and the above-captioned
3 actions are hereby consolidated.

4 Dated: *1/13/06*

5
6 By: *Ronald M. Whyte*
7 THE HONORABLE RONALD M. WHYTE
8 UNITED STATES DISTRICT COURT JUDGE
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28