

LIST NAMES AND SERVICE ADDRESSES FOR ALL NECESSARY PARTIES REQUIRING NOTICE

Counsel for Google, Inc.:

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Dorsey & Whitney LLP
1420 Fifth Avenue, Suite 3400
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Counsel for Microsoft Corporation:

Jeffrey C. Johnson
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IMPORTANT NOTICE REGARDING CASES

Party requesting hearing must file motion & affidavits separately along with this notice. List names, addresses and telephone numbers of all parties requiring notice (including GAL) on this page. Serve a copy of this notice, with motion documents, on all parties.

The original must be filed at the Clerk's Office not less than six court days prior to requested hearing date, except for Summary Judgment Motions (to be filed with Clerk 28 days in advance).

THIS IS ONLY A PARTIAL SUMMARY OF THE LOCAL RULES AND ALL PARTIES ARE ADVISED TO CONSULT WITH AN ATTORNEY.

The SEATTLE COURTHOUSE is in Seattle, Washington at 516 Third Avenue. The Clerk's Office is on the sixth floor, room E609. The Judges' Mailroom is Room C203.

The Honorable Steven Gonzalez
Hearing Date: Friday, September 9, 2005
Without Oral Argument

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SUPERIOR COURT OF WASHINGTON IN AND FOR KING COUNTY	
MICROSOFT CORPORATION, a Washington corporation,)
)
Plaintiff,)
)
v.)
)
KAI-FU LEE and GOOGLE INC., a Delaware corporation,)
)
Defendants.)

No. 05-2-23561-6SEA

DEFENDANTS' MOTION TO
DISSOLVE OR MODIFY TEMPORARY
RESTRAINING ORDER

I. RELIEF REQUESTED

Defendants Kai-Fu Lee and Google Inc. respectfully request that the Court dissolve or modify the temporary restraining order entered by the Court on July 28, 2005 ("TRO").

The TRO should be dissolved or modified for the reasons set forth in Kai-Fu Lee's Opposition and in Google's separate Opposition to Microsoft's Request for Preliminary Injunction, and the materials submitted in support thereof. In addition, the TRO should be dissolved or modified based on the evidence, argument and authority that will be presented by the Defendants at the evidentiary hearing scheduled for September 6 and 7, 2005.

As Defendants have shown in their Opposition briefing and materials, and as Defendants will further show at the evidentiary hearing, both the TRO and Microsoft's



1 request for Preliminary Injunction are without basis in fact or law. As a consequence, the
2 TRO should be dissolved (and the request for preliminary injunction denied).

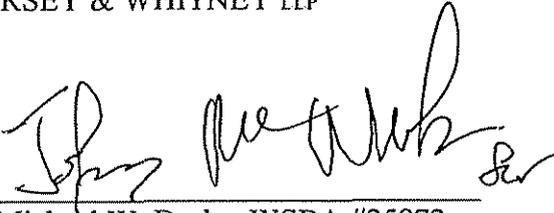
3 At a minimum, as set forth more fully in Google's Opposition to Microsoft's Motion
4 for Preliminary Injunction, Dr. Lee should be permitted to establish and staff a new product
5 development facility for Google in China pending trial of this matter. The TRO should be
6 dissolved or modified accordingly.

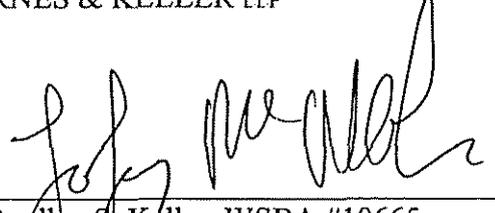
7 Defendants will present a form of order dissolving and/or modifying the TRO at or
8 following the evidentiary hearing already scheduled by the Court.

9 Respectfully submitted this 31st day of August, 2005.

10 DORSEY & WHITNEY LLP

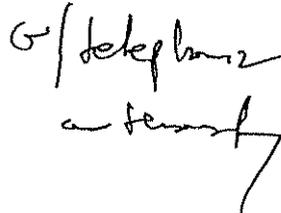
BYRNES & KELLER LLP

11
12
13 By 

14 By 

15 Michael W. Droke, WSBA #25972
16 Attorney for Defendant
17 Google, Inc.

18 Bradley S. Keller, WSBA #10665
19 Joffrey M. McWilliam, WSBA #28441
20 Attorneys for Defendant
21 Kai-Fu Lee



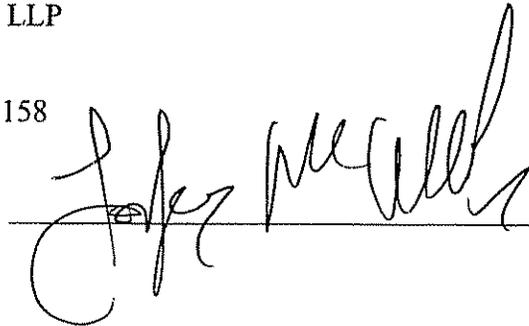
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CERTIFICATE OF SERVICE

The undersigned attorney certifies that on the 31st day of August, 2005, a true copy of the foregoing pleading was served on each and every attorney of record herein via hand delivery:

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Seattle, WA 98101-4010

Jeffrey C. Johnson
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925 Fourth Avenue
Suite 2900
Seattle, WA 98104-1158

A handwritten signature in black ink, appearing to read "Jeffrey C. Johnson", is written over a horizontal line. The signature is cursive and somewhat stylized.