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 18 VIDEO SOFTWARE DEALERS ASSOCIATION
 19 and ENTERTAINMENT SOFTWARE ASSOCIATION

20 UNITED STATES DISTRICT COURT
 21 FOR THE NORTHERN DISTRICT OF CALIFORNIA

22 VIDEO SOFTWARE DEALERS
 23 ASSOCIATION and ENTERTAINMENT
 24 SOFTWARE ASSOCIATION,

25 Plaintiffs,

26 vs.

27 ARNOLD SCHWARZENEGGER, in his official
 28 capacity as Governor of the State of California;
 BILL LOCKYER, in his official capacity as
 Attorney General of the State of California;
 GEORGE KENNEDY, in his official capacity as
 Santa Clara County District Attorney, RICHARD
 DOYLE, in his official capacity as City Attorney
 for the City of San Jose, and ANN MILLER
 RAVEL, in her official capacity as County
 Counsel for the County of Santa Clara,

Defendants.

CASE NO. C 05-4188 RMW (RS)

**[PROPOSED] ORDER RE PLAINTIFFS’
 NOTICE OF MOTION AND MOTION
 FOR SUMMARY JUDGMENT;
 MEMORANDUM OF POINTS AND
 AUTHORITIES IN SUPPORT THEREOF**

Date: May 12, 2006
 Time: 9:00 a.m.
 Dept: 6

1 The Motion of Plaintiffs Video Software Deals Association ("VSDA") and Entertainment
2 Software Association ("ESA") for Summary Judgment came on regularly for hearing before this
3 Court on May 12, 2006.

4 After full consideration of the evidence, the points and authorities submitted by counsel, the
5 oral arguments of counsel, and all other matters presented to the Court, and good cause appearing
6 therefor,

7 IT IS ORDERED that Plaintiffs Motion for Summary Judgment to permanently enjoin
8 Defendants and their officers, employees, and representatives from enforcing Cal. Civil Code § 1746
9 (2005) is hereby GRANTED.

10 DATED: _____, 2006

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12 _____
13 United States District Judge
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