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On May 18, 2009, I am filing a Receiver's Report #1 in this action which contains confidential- attorneys' eyes only designated by the parties material, pursuant to protective order previously entered by this court.

The Receiver hereby applies for an order to file this report under Seal, pending any further determinations with respect to the confidentiality of the material Contained therein,

I declare under penalty of perjury of the State of California and the United States that the foregoing is true and correct. Executed at Palo Alto, Ca, this 18 day of May, 2009.

George C. Fisher

IT IS HEREBY ORDERED RECEIVER'S REPORT #1 EXHIBITS AND PROPOSED ORDERS BE FILED UNDER SEAL AS CONFIDENTIAL PURSUANT TO PREVIOUS COURT ORDERS.

May 18, 2009

James Ware, U.S. District Judge