

1 Maria K. Nelson (State Bar No. 155,608)
mknelson@jonesday.com
2 Anna E. Raimer (State Bar No. 234,794)
aeraimer@jonesday.com
3 JONES DAY
555 South Flower Street
4 Fiftieth Floor
Los Angeles, CA 90071-2300
5 Telephone: (213) 489-3939
Facsimile: (213) 243-2539
6

7 Attorneys for Defendants
SEÁN SWEENEY AND THE ESTATE OF JAMES
JOYCE
8

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11

12 **CAROL LOEB SHLOSS,**

13 **Plaintiff,**

14 **v.**

15 **SEÁN SWEENEY, in his capacity as**
16 **trustee of the Estate of James Joyce, and**
THE ESTATE OF JAMES JOYCE,

17 **Defendants.**

Case No. CV 06-3718 JW HRLx

**DEFENDANTS' STATEMENT OF
RECENT DECISION IN SUPPORT
OF DEFENDANTS' MOTION TO
DISMISS, OR IN THE
ALTERNATIVE TO STRIKE,
CAROL LOEB SHLOSS'S
AMENDED COMPLAINT**

Date: January 29, 2007
Time: 9:00 a.m.
**Judge: The Honorable James
Ware**

1 Defendants Seán Sweeney and the Estate of James Joyce (hereinafter “Defendants”)
2 respectfully submit, pursuant to Northern District of California Civil Local Rule 7-3(d), this
3 Statement of Recent Decision in support of Defendants’ Motion to Dismiss, or in the Alternative
4 to Strike, Carol Loeb Shloss’s Complaint. The Northern District of California has recently issued
5 an Order granting a Motion to Dismiss for lack of subject matter jurisdiction in a similar case.
6 *See Sandisk Corp. v. Audio MPEG, Inc., et al.*, No. C-06-02655 RMW (N.D. Cal. Jan. 3, 2007)
7 (Exhibit A).

8 Dated: January 11, 2007

Respectfully submitted,

JONES DAY

11 By: _____ /s/
12 Maria K. Nelson

13 Counsel for Defendants
14 SEÁN SWEENEY AND THE ESTATE OF
15 JAMES JOYCE