

**GAUNTLETT & ASSOCIATES**

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Attorneys for Defendants

Akanoc Solutions, Inc.,

Managed Solutions Group, Inc.

and Steve Chen

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

LOUIS VUITTON MALLETIER, S.A.,

Plaintiff,

vs.

AKANOC SOLUTIONS, INC., et al.,

Defendants.

) Case No.: C 07-3952 JW

) Hon. James Ware

) **DEFENDANTS' RULE 50(b) MOTION**

) Date: February 22, 2010

) Time: 9:00 a.m.

) Ctrm: 8, 4<sup>th</sup> Floor

1           **PLEASE TAKE NOTICE** that on February 22, 2010 at 9:00 a.m. in Courtroom 8 of this  
2 courthouse Defendants Akanoc Solutions, Inc., Managed Solutions Group, Inc. and Steven Chen  
3 (collectively, “Defendants”) will renew their motions for judgment as a matter of law. This motion  
4 is made pursuant to Rule 50(b) of the Federal Rules of Civil Procedure, and is based on this Notice  
5 and the pleadings and documents on file in this lawsuit, and on such other evidence as may be  
6 presented at the hearing.

7           As provided by Rule 50(b), the Defendants hereby renew their motions made under Rule  
8 50(a) and, for the reasons set forth in their Rule 50(a) motions, including supplemental briefing,  
9 move the Court to enter judgment for Defendants as a matter of law.

10           Pursuant to Rule 50(a), Defendants moved on August 20, 2009 at the close of the Plaintiff’s  
11 case in chief for the dismissal of its contributory copyright infringement claim and its contributory  
12 trademark infringement claim. *See* Docket Nos. 209 & 210. As requested by the Court, Defendants  
13 filed supplemental briefs in support of their Rule 50(a) motions on October 27, 2009. *See* Docket  
14 Nos. 244 & 245. Those pleadings and supporting documents are incorporated herein by reference.  
15 The Court took Defendants’ motions under submission.

16           As provided by Rule 50(b), Defendants hereby renew their motions made under Rule 50(a)  
17 and, for the reasons set forth in those motions, move the Court to enter judgment for the Defendants  
18 as a matter of law, and to dismiss the case based upon Plaintiff Vuitton’s failure to present evidence  
19 necessary to prove contributory infringement of its asserted trademarks or copyrights.

20  
21 Dated: January 21, 2010

**GAUNTLETT & ASSOCIATES**

22  
23 By: s/James A. Lowe  
24       David A. Gauntlett  
25       James A. Lowe

26       Attorneys for Defendants  
27       Akanoc Solutions, Inc.,  
28       Managed Solutions Group, Inc.,  
       and Steve Chen