

1 [SEE SIGNATURE PAGE FOR COUNSEL]

2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**\*E-FILED - 10/28/08\***

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

GOOGLE INC., AOL LLC, YAHOO! INC., IAC  
SEARCH & MEDIA, INC., and LYCOS, INC.,  
  
Plaintiffs,  
  
v.  
  
L. DANIEL EGGER, SOFTWARE RIGHTS  
ARCHIVE, LLC, and SITE TECHNOLOGIES,  
INC.,  
  
Defendants.

Case No. C-08-03172-RMW  
**STIPULATION AND [ ]  
ORDER SELECTING ADR  
PROCESS**

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:  
  
The parties agree to participate in the following ADR process: Mediation.  
  
The parties agree to hold the ADR session by March 7, 2011.

1 Dated: October 24, 2008

Respectfully submitted,

2 By: /s/ Juanita R. Brooks

3 Juanita R. Brooks (CA Bar No. 75934)  
4 Jason W. Wolff (CA Bar No. 215819)  
5 FISH & RICHARDSON P.C.  
6 12390 El Camino Real  
7 San Diego, CA 92130  
8 Telephone: 858-678-5070  
9 Facsimile: 858-678-5099  
10 Email: wolff@fr.com

11 Attorneys for Plaintiffs GOOGLE INC. and AOL  
12 LLC

13 By: /s/ Richard. S.J. Hung

14 Michael A. Jacobs (CA Bar No. 111664)  
15 Richard S.J. Hung (CA Bar No. 197425)  
16 MORRISON & FOERSTER  
17 425 Market Street  
18 San Francisco, CA 94105  
19 Telephone: 415-268-7000  
20 Facsimile: 415-268-7522  
21 Email: mjacobs@mofo.com

22 Attorneys for Plaintiff YAHOO! INC.

23 By: /s/ Jennifer A. Kash

24 Claude M. Stern (CA Bar No. 96737)  
25 Jennifer A. Kash (CA Bar No. 203679)  
26 QUINN EMANUEL URQUHART  
27 OLIVER & HEDGES, LLP  
28 555 Twin Dolphin Drive, Suite 560  
Redwood Shores, CA 94065  
Telephone: (650) 801-5000  
Facsimile: (650) 801-5100  
Email: claudestern@quinnemanuel.com  
Email: jenniferkash@quinnemanuel.com

Attorneys for Plaintiffs IAC SEARCH &  
MEDIA, INC. and LYCOS, INC.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

By: /s/ Jay D. Ellwanger  
Jay D. Ellwanger (jellwanger@dpelaw.com)  
Dinovo Price Ellwanger LLP  
P.O. Box 201690  
Austin, Texas 78720  
Telephone: (512) 681-4060  
Facsimile: (512) 628-3410

Lee Landa Kaplan (lkaplan@skv.com)  
Smyser Kaplan & Veselka  
700 Louisiana St., Suite 2300, Houston, TX  
77002  
Telephone: (713) 221-2300  
Facsimile: (713) 221-2320

Attorneys for Defendants L. DANIEL EGGER,  
SOFTWARE RIGHTS ARCHIVE, LLC, and  
SITE TECHNOLOGIES, INC.




1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**[] ORDER**

Pursuant to the Stipulation above, the captioned matter is hereby referred to Mediation, to be completed by March 7, 2011.

Dated: 10/28/08



Honorable Ronald M. Whyte  
Judge of the United States District Court

FOR