

1 MICHAEL A. JACOBS (CA SBN 111664)
mjacobs@mofo.com
2 RICHARD S.J. HUNG (CA SBN 197425)
rhung@mofo.com
3 MORRISON & FOERSTER LLP
4 425 Market Street
San Francisco, CA 94105-2482
5 Telephone: (415) 268-7000
Facsimile: (415) 268-7522
6 ATTORNEYS FOR YAHOO! INC.
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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION
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12 GOOGLE INC., AOL LLC, YAHOO! INC., IAC
13 SEARCH & MEDIA, INC., and LYCOS, INC.,

14 Plaintiffs,

15 v.

16 L. DANIEL EGGER, SOFTWARE RIGHTS
17 ARCHIVE, LLC, and SITE TECHNOLOGIES,
INC.,

18 Defendants.
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Case No. C-08-03172-RMW

**[PROPOSED] ORDER RE:
PLAINTIFFS' MOTION TO
STRIKE SITE TECHNOLOGIES,
INC.'S MOTION TO DISMISS,
TRANSFER, OR STAY**

HEARING REQUESTED

Date: February 27, 2009

Time: 9:00 AM

Judge: Hon. Ronald M. Whyte

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[PROPOSED] ORDER

For good cause shown, IT IS HEREBY ORDERED THAT Plaintiffs' Motion to Strike Site Technologies, Inc.'s Motion to Dismiss, Transfer, or Stay is GRANTED.

Defendants' Motion to Dismiss, Transfer, or Stay under the First-to-File Rule, under Rule 12(b)(2) for Lack of Personal Jurisdiction, and under Rule 12(b)(1) for Lack of Subject Matter Jurisdiction (Docket 42) is therefore stricken to the extent that the motion purports to be brought on behalf of Site Technologies, Inc.

Dated: _____, 2009

By: _____
Hon. Ronald M. Whyte
United States District Judge