

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION  
Judge Jeremy Fogel, Presiding  
Courtroom 3 - 5<sup>th</sup> Floor**

**Civil Minute Order**

Date: June 6, 2009 at 9:00 a.m.

Courtroom Deputy Clerk: Martha Parker Brown  
Court Reporter: Summer Clanton

Time in Court: 17m

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**TITLE: EBAY v. DIGITAL POINT SOLUTIONS, ET AL**  
**CASE NUMBER: C 08-04052JF/PVT**

Plaintiff(s) Attorney(s) present: David K. Eberhart, Sharon M. Bunzel, Adam Sand

Defendant(s) Attorney(s) present: Stewart H. Foreman for Dunning, Ross Campbell for Hogan, DPS, Inc., Leo Presiado for Dunning and specially for Kesler's

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**PROCEEDINGS:** Motion to Dismiss, Motion to Transfer

Counsel are present. The matter is argued. The Court takes the matter under submission and will issue a written order.