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 15 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA**
 17 **SAN JOSE DIVISION**

18 EBAY INC.,

19 Plaintiff,

20 v.

21 DIGITAL POINT SOLUTIONS, INC.,
 22 SHAWN HOGAN, KESSLER'S
 23 FLYING CIRCUS, THUNDERWOOD
 24 HOLDINGS, INC., TODD DUNNING,
 25 DUNNING ENTERPRISE, INC., BRIAN
 26 DUNNING, BRIANDUNNING.COM,
 27 and DOES 1-20,

28 Defendants.

Case No. C 08-04052 JF PVT

**NOTICE OF CONTINUANCE OF
 HEARING DATE FOR EBAY INC.'S
 MOTIONS TO COMPEL
 RESPONSES TO REQUESTS FOR
 PRODUCTION,
 INTERROGATORIES AND
 REQUESTS FOR ADMISSION**

[PURSUANT TO CIVIL L.R. 7-7(a)]

Original Hearing Dates: October 27,
2009 and November 3, 2009

New Hearing Date: November 13, 2009

Time: 10:00 a.m.

Judge: Hon. Patricia V. Trumbull

1 TO THE CLERK OF COURT, DEFENDANTS AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that, pursuant to Civil Local Rule 7-7(a), the hearings on
3 eBay Inc.'s two motions to compel, entitled: 1) Motion To Compel Responses To
4 Requests for Production, Interrogatories And Requests For Admission, and 2) Motion To
5 Compel Responses To Requests for Production, Interrogatories And Requests For
6 Admission From Digital Point Solutions, Inc. And Shawn Hogan, originally set for
7 hearing on October 27, 2009 and November 3, 2009, respectively, are continued to
8 **November 13, 2009**, to be heard at 10:00 a.m. in Courtroom 5 of the United States
9 District Court for the Northern District of California, San Jose Division, located at 280
10 South 1st St., San Jose, California, 95113.

11 DATED: October 2, 2009

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16 By: /s/ David R. Eberhart
17 DAVID R. EBERHART

18 Attorneys for Plaintiff eBAY INC.
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