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\*\*E-Filed 12/7/2009\*\*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

EBAY INC.,

Plaintiff,

v.

DIGITAL POINT SOLUTIONS, INC.,  
SHAWN HOGAN, KESSLER'S  
FLYING CIRCUS, THUNDERWOOD  
HOLDINGS, INC., TODD DUNNING,  
DUNNING ENTERPRISES, INC., BRIAN  
DUNNING, BRIANDUNNING.COM,  
and DOES 1-20,

Defendants.

Case Number C 08-4052 JF (PVT)

ORDER<sup>1</sup> REQUESTING RESPONSE TO  
OBJECTION TO DISCOVERY ORDER

[re: doc. no. 166]

Plaintiff eBay, Inc. ("eBay") has filed an objection to Magistrate Judge Trumbull's discovery order of November 19, 2009, granting in part and deferring ruling in part on eBay's motions to compel production of certain documents and discovery responses. Defendants shall file responses to the objection, if any, on or before December 21, 2009. eBay may file a

<sup>1</sup> This disposition is not designated for publication in the official reports.

1 reply to Defendants' responses, if any, on or before December 30, 2009. The matter thereafter  
2 will be taken under submission without oral argument.

3 IT IS SO ORDERED.  
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6 DATED: December 7, 2009

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9 JEREMY FOGEL  
United States District Judge