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14 Attorneys for Movant  
RICHARD FRENKEL

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA

17 ILLINOIS COMPUTER RESEARCH, LLC,  
18 Plaintiff and Counterclaim Defendant,

19 vs.

20 FISH & RICHARDSON P.C.,  
Defendant, Counterclaimant and Third  
Party Plaintiff,

21 vs.

22 SCOTT C. HARRIS,  
23 Third-Party Defendant and  
Counterclaimant

24 vs.

25 FISH & RICHARDSON P.C.,  
26 Defendant, Counterclaimant, Third  
Party Plaintiff and Counterclaim  
27 Defendant

Miscellaneous Action No.  
CV 5:08-mc-80075-JF (HRL)

**RICHARD FRENKEL'S NOTICE  
OF WITHDRAWAL OF ALL  
PENDING MOTIONS**

**DATE: MAY 13, 2008**  
**TIME: 10:00 A.M.**  
**COURTROOM 2**

Hon. Magistrate Judge Howard Lloyd

RICHARD FRENKEL'S NOTICE OF WITHDRAWAL OF  
ALL PENDING MOTIONS

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 On May 5, 2008, Illinois Computer Research LLC and Scott C. Harris (collectively  
3 "Issuers"), by and through counsel, withdrew the subpoena they issued to Richard Frenkel  
4 ("Frenkel") "in light of Mr. Frenkel's April 19, 2008 Declaration in which he swore under  
5 oath that he had no communications with anybody at Fish & Richardson concerning the  
6 underlying litigation and the related parties." Letter from Paul K. Vickery to Howard  
7 Holderness, Charles L. Babcock, and George L. McWilliams (May 5, 2008), attached as  
8 Exhibit A to Howard Holderness's Declaration.  
9

10 Because Issuers have withdrawn their subpoena, Frenkel hereby withdraws all  
11 motions pending before the Court. Specifically, Frenkel withdraws his Motion to Quash and  
12 For Protective Order (docket no. 4), which is set for oral hearing on May 13, 2008, his  
13 Notice of Intent to Use Evidence From Related Case, or in the Alternative, Motion for Leave  
14 to Submit Declaration of Richard Frenkel Filed on April 21, 2008 in N.D. Cal. Case No.  
15 5:08-MC-80074-JF-HRL (Docket No. 16) (docket no. 22), and his Motion for Leave to  
16 Submit Supplemental Declarations in Support of Motion to Quash Subpoena and For  
17 Protective Order (docket no. 31).  
18

19 Dated: May 7, 2008

MORGAN, LEWIS & BOCKIUS LLP

21 By /s/ Howard Holderness  
Howard Holderness

22 Attorneys for Movant  
23 RICHARD FRENKEL

24 Dated: May 7, 2008

JACKSON WALKER L.L.P.

26 By /s/ Charles L. Babcock  
Charles L. Babcock

27 Attorneys for Movant  
28 RICHARD FRENKEL

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Dated: May 7, 2008

LAW OFFICE OF GEORGE L. MCWILLIAMS,  
P.C.

By /s/ George L. McWilliams  
George L. McWilliams

Attorneys for Movant  
RICHARD FRENKEL