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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

ROCKY MOUNTAIN BANK, a Wyoming corporation,

Plaintiff,

v.

GOOGLE INC., a Delaware corporation,

Defendant.

Case No. 5:09-CV-04385 JW

**[PROPOSED] ORDER TO VACATE
THE COURT'S SEPTEMBER 23, 2009
ORDER GRANTING THE TEMPORARY
RESTRAINING ORDER**

In light of the Stipulation for Dismissal with Prejudice filed by Plaintiff Rocky Mountain Bank and Defendant Google Inc. on September 28, 2009, and upon review of the pleadings and being advised in the premises, it is hereby:

ORDERED that the Temporary Restraining Order entered on September 23, 2009 is vacated.

IT IS SO ORDERED.

DONE this _____ day of _____, 2009.

HONORABLE JAMES WARE
UNITED STATES DISTRICT COURT JUDGE