

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP  
 Claude M. Stern (Bar No. 96737)  
 2 claudestern@quinnemanuel.com  
 Patrick Doolittle (Bar No. 203659)  
 3 patrickdoolittle@quinnemanuel.com  
 50 California Street, 22<sup>nd</sup> Floor  
 4 San Francisco, California 94111  
 Telephone: (415) 875-6600  
 5 Facsimile: (415) 875-6700

6 Attorneys for Defendant Fusion Garage PTE Ltd

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9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA  
 11 SAN FRANCISCO DIVISION

12 INTERSERVE, INC. dba TECHCRUNCH, a  
 Delaware corporation, and CRUNCHPAD,  
 13 INC., a Delaware corporation,

14 Plaintiffs,

15 vs.

16 FUSION GARAGE PTE. LTD, a Singapore  
 company,

17 Defendant.

CASE NO. 09-cv-5812 RS

**[PROPOSED] ORDER GRANTING  
 FUSION GARAGE'S MOTION TO  
 STRIKE PLAINTIFFS' EXTRINSIC  
 SPEAKING EVIDENCE**

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Defendant Fusion Garage PTE Ltd. (“Fusion Garage”) has filed a Motion to Strike Extrinsic Speaking Evidence that plaintiffs submitted in support of their Opposition to Fusion Garage’s Motion to Dismiss. After reviewing the parties’ submissions, Fusion Garage’s motion is GRANTED. The extrinsic evidence (Scherb Decl. and Exhibits A-J thereto) is stricken.

IT IS SO ORDERED.

SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

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THE HON. RICHARD SEEBORG  
UNITED STATES DISTRICT JUDGE