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12 Attorneys for Plaintiff eBay Inc.

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

16 EBAY INC.,

17 Plaintiff,

18 v.

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

25 Defendants.

Case No. 08-04052 (PVT)

PROOF OF SERVICE

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PROOF OF SERVICE BY MAIL

I am a citizen of the United States and employed in San Francisco County, California. I am over the age of eighteen years and not a party to this action. My business address is Two Embarcadero Center, 28th Floor, San Francisco, California 94111. I am readily familiar with this firm’s practice for collection and processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, correspondence collected from me would be processed on the same day, with postage thereon fully prepaid and placed for deposit that day with the United States Postal Service. On September 4, 2008 I served the following:

CLERK’S NOTICE OF IMPENDING ASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; STANDING ORDER FOR CIVIL PRACTICE IN CASES ASSIGNED FOR ALL PURPOSES TO MAGISTRATE JUDGE PARTRICIA V. TRUMBULL; STANDING ORDER FOR ALL JUDGES OF THE NORTHERN DISTRICT OF CALIFORNIA; AND STANDING ORDER REGARDING OF CASE MANAGEMENT IN CIVIL CASES

PROOF OF SERVICE

by putting a true and correct copy thereof in a sealed envelope, with postage fully prepaid, and placing the envelope for collection and mailing today with the United States Postal Service in accordance with the firm’s ordinary business practices, addressed as follows:

Brian Dunning 15 High Bluff Laguna Niguel, CA 92677	Digital Point Solutions, Inc., c/o Shawn Hogan 8465 Regents Road, Apt. 448 San Diego, CA 92122
Thunderwood Holdings, Inc., c/o Brian Dunning 15 High Bluff Laguna Niguel, CA 92677	BrianDunning.com c/o Brian Dunning 15 High Bluff Laguna Niguel, CA 92677
Todd Dunning 1 Stockbridge Aliso Viejo, CA 92656	Kessler’s Flying Circus c/o Todd Dunning 1 Stockbridge Aliso Viejo, CA 92656
Shawn Hogan 8465 Regents Road, Apt. 448 San Diego, CA 92122	

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I declare under penalty of perjury under the laws of the United States that the above is true and correct. Executed on September 4, 2008, at San Francisco, California.

/s/ Michael O'Donnell
Michael O'Donnell

SF1:726772.1