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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION**

In re Google Phone Litigation)	Lead Case No. 5:10-cv-01177-EJD (Consolidated with No.5:10-CV-03897EJD)
)	
)	<u>CLASS ACTION</u>
)	
)	[PROPOSED] ORDER DENYING DEFENDANTS’ MOTION TO DISMISS PLAINTIFFS’ CONSOLIDATED AMENDED COMPLAINT
)	
)	Date: February 3, 2012
)	Time: 9:00 a.m.
)	Dept.: 1
)	Judge: Hon. Edward J. Davila
)	
)	

The Motion to Dismiss Plaintiffs’ Consolidated Amended Complaint (“Motion”) filed by Defendants Inc. and HTC Corp. (“Defendants”) came on regularly for hearing on February 3, 2012, in Courtroom 1, on the fifth floor of the above-titled United States District Court at 9:00a.m., the Honorable Edward J. Davila presiding. After full consideration of the papers filed in connection with this motion, the arguments of counsel and all other papers filed in this action, Defendants’ Motion is hereby DENIED. Defendants are ordered to file an Answer to Plaintiffs’ Consolidated Amended Complaint within five (5) business days of this Order, and to participate in a Rule 26(f) conference with Plaintiffs’ counsel within seven (7) business days of this Order.

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IT IS SO ORDERED:

DATED: _____, 2012

By: _____

Hon. Edward J. Davila
United States District Court