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10/29/2010

8 **UNITED STATES DISTRICT COURT**  
 9 **NORTHERN DISTRICT OF CALIFORNIA**  
 10 **SAN JOSE DIVISION**

11 MARY MCKINNEY,

12 NATHAN NABORS,

13 Plaintiffs,

14 v.

15 GOOGLE INC., et al.,

16 Defendants.

Case No. C 10-01177-JW

Case No. C 10-03897-JW

**REQUEST TO PARTICIPATE IN  
 INITIAL CASE MANAGEMENT  
 CONFERENCE BY TELEPHONE**

Date: October 25, 2010

Time: 10:00 a.m.

Dept: 8

Judge: Honorable James Ware

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 19 **TO THE COURT, PARTIES AND ALL ATTORNEYS OF RECORD:**

20 Sara D. Avila, Counsel for Plaintiffs Mary McKinney and Nathan Nabors (“Plaintiffs”)  
 21 hereby respectfully requests leave to appear before the Honorable James Ware via telephone for  
 22 the Initial Case Management Conference scheduled for November 1, 2010 at 10:00 a.m.

23 Ms. Avila’s co-counsel for Plaintiffs, Adam Plant of the law firm Whatley Drake Kallas  
 24 and Howard Rubinstein, will appear for the Case Management Conference in person. Ms. Avila  
 25 has requisite knowledge and authority to participate in the Initial Case Management Conference,  
 26 but she resides in Los Angeles, California. Ms. Avila originally planned to attend in person, but  
 27 is no longer able to attend in person. She therefore respectfully requests to appear telephonically.  
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1 DATED: October 29, 2010

Attorneys for Plaintiff Mary McKinney and the  
Proposed Class

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By: \_\_\_\_\_  
MILSTEIN, ADELMAN & KREGER, LLP  
Wayne S. Kreger  
Sara D. Avila

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**ORDER**

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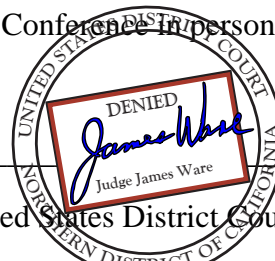
Plaintiff's request is granted as to Sara Avila. The Court is informed that Howard Rubinstein and  
Adam Plant will appear at the Case Management Conference in person.

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Dated: October 29, 2010



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United States District Court Judge

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Honorable James Ware

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