

1 for approval of the following revision of the disclaimer in the Court's order:

2 Fisher-Price's iXL Learning System and related software bear no relationship to
3 the IXL Online "Math Practice Site," owned and operated by Quia Corporation
and accessible at <http://www.ixl.com>.

4 Dkt. No. 65 at 1. The Court approves of Defendants' revision, particularly in light of the
5 deposition testimony of Plaintiff's president indicating that the characterization of IXL as "The
6 Web's #1 Math Practice Site" is based only on the president's opinion. *See id.* at 1 (citing
7 Mishkin Depo. 49:6-52:15).

8 IT IS SO ORDERED.
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10 DATED: July 1, 2010

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JEREMY FOCHEL
United States District Judge