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FILED

APR 27 PM 3:45

RICHARD W. WILKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

8 Attorneys for Plaintiff
INTERNET ARCHIVE

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

ORIGINAL

13 INTERNET ARCHIVE, a California 501(c)(3)
 14 non-profit organization,
 15 Plaintiff,
 16 v.
 17 SUZANNE SHELL,
 18 a Colorado resident,
 19 Defendant.

CASE NO.: CV 06-00397 JSW
PROOF OF SERVICE

20 I, Erika Eberline, declare:

21 I am a citizen of the United States and am employed in the County of San Francisco,
 22 State of California. I am over the age of 18 years and am not a party to the within action. My
 23 business address is Perkins Coie LLP, 180 Townsend Street, 3rd Floor, San Francisco, California
 24 94107-1909. I am personally familiar with the business practice of Perkins Coie LLP. On April
 25 27, 2006, I served the following document(s):

- 26 **INTERNET ARCHIVE'S OPPOSITION TO SHELL'S MOTION TO AMEND**
- 27 **[PROPOSED] ORDER DENYING MOTION TO AMEND**
- 28 **INTERNET ARCHIVE'S OPPOSITION TO SHELL'S MOTION TO TRANSFER**

1 **DECLARATION OF MOLLY BRAGG IN SUPPORT OF INTERNET ARCHIVE'S**
2 **OPPOSITION TO SHELL'S MOTION TO TRANSFER**

3 **DECLARATION OF MICHAEL H. RUBIN IN SUPPORT OF INTERNET ARCHIVE'S**
4 **OPPOSITION TO SHELL'S MOTION TO TRANSFER**

5 **[PROPOSED] ORDER DENYING DEFENDANT'S MOTION TO TRANSFER**

6 by placing a true copy thereof enclosed in a sealed envelope addressed to the following parties:

7 Suzanne Shell *In Pro Se*
8 14053 Eastonville Road
9 Elbert, Colorado 80106
10 dsshell@ix.netcom.com

11 (By Mail) I caused each envelope with postage fully prepaid to be placed for
12 collection and mailing following the ordinary business practices of Perkins Coie LLP.

13 (By Hand) I caused each envelope to be delivered by hand to the offices listed above.

14 (By Facsimile/Telecopy) I caused each document to be sent by Automatic
15 Facsimile/Telecopier to the number(s) indicated above.

16 (Electronic Transmission) I caused each document to be sent by electronic mail to the
17 email address indicated above.

18 I declare under penalty of perjury under the laws of the United States that the above is
19 true and correct and that this declaration was executed at San Francisco, California.

20 Dated: April 27, 2006

21 _____
22 Erika R. Eberline

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06 APR 27 PM 3:45
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NORTHERN DISTRICT OF CALIFORNIA

Attorneys for Plaintiff and Counterclaim-Defendant
INTERNET ARCHIVE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

COPY

INTERNET ARCHIVE,
a California 501(c)(3) non-profit organization,

Plaintiff,

v.

SUZANNE SHELL,
a Colorado resident,

Defendant.

AND RELATED COUNTERCLAIMS

CASE NO.: C 06 0397 JSW

[PROPOSED]
**ORDER DENYING SHELL'S MOTION
TO AMEND**

Date: May 19, 2006
Time: 9:00 a.m.
Before: Hon. Jeffrey S. White
Location: Courtroom 2, 17th Floor

On May 19, 2006, defendant and counterclaimant Suzanne Shell's ("Shell") Motion to Amend was heard in this Court before the Honorable Jeffrey S. White. After considering the materials and oral argument presented by the parties, and good cause appearing therefor:

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IT IS HEREBY ORDERED that Shell's Motion to Amend is DENIED.

Dated: _____.

The Honorable Jeffrey S. White
United States District Judge

Submitted by:

PERKINS COIE LLP

By: _____

Kenneth B. Wilson
Attorneys for Plaintiff and Counterclaim-defendant
INTERNET ARCHIVE