

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No.: 06-cv-01726-LTB-CBS

INTERNET ARCHIVE,  
a California 501(c)(3) non-profit organization,  
Plaintiff and Counterclaim Defendant,

v.

SUZANNE SHELL,  
a Colorado resident,  
Defendant and Counterclaimant.

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**PLAINTIFF INTERNET ARCHIVE'S UNOPPOSED MOTION FOR  
COUNSEL TO APPEAR AT JANUARY 10, 2007 SCHEDULING  
CONFERENCE TELEPHONICALLY**

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Plaintiff Internet Archive ("Internet Archive"), hereby requests this Court's permission for its California counsel to appear at the January 10, 2007, Scheduling Conference by telephone.

Perkins Coie LLP has represented Internet Archive since this action was initiated in the Northern District of California in January 2006. The attorneys representing Internet Archive were duly admitted to practice as attorneys in the United States District Court for the District of Colorado on September 21, 2006, following the case's transfer from the Northern District of California.

All of Internet Archive's attorney's are located in San Francisco, California. Therefore, the travel time and resulting legal costs for them to appear in person at the January 10, 2007 Scheduling Conference would be unduly burdensome.

WHEREFORE, Internet Archive respectfully requests this Court's permission for Internet Archive's attorneys to appear at the January 10, 2007 Scheduling Conference by telephone.

**Certificate of Compliance with D.C.COLO.LCivR 7.1(A)**

Counsel for Internet Archive conferred with Shell regarding the relief sought in this motion. Shell advised that she does not oppose the relief sought herein.

DATED this 3rd day of January 2007.

Respectfully submitted,

/s/ Kenneth B. Wilson  
Kenneth B. Wilson  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this DATED this 3rd day of January 2007, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system. I placed a copy of the foregoing in the U.S. Mail to the following address:

Suzanne Shell  
14053 Eastonville Road  
Elbert, Colorado 80106

/s/

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Erika R. Eberline

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