

**FILED**  
UNITED STATES DISTRICT COURT  
DENVER, COLORADO

OCT - 6 2006

GREGORY C. LANGHAM  
CLERK

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO**

Civil Action no. \_\_\_ 06-CV-01726-LTB-CBS

INTERNET ARCHIVE

Plaintiff and Counterclaim Defendant

v.

SUZANNE SHELL

Defendant and  
Counterclaim Plaintiff and  
Third Party Plaintiff

v.

BREWSTER KAHLE - an individual

RICK PRELINGER - an individual

KATHLEEN BURKE - an individual

Third Party Defendants

---

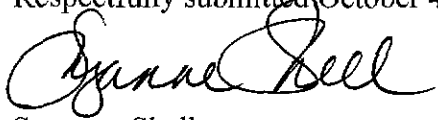
**REFILING of MOTION TO AMEND**

---

I am Defendant and Counterclaim Plaintiff and Third Party Plaintiff Suzanne Shell (Shell). I respectfully request this Court to allow me to amend my complaint (attached) for the purposes of correcting technical deficiencies, including the case caption as shown above and make the corresponding corrections to the body of my original pleading, to add Brewster Kahle, Rick Prelinger, and Kathleen Burch as Third Party Defendants to this case and to refile this pleading in this court pursuant to the Orders of the Court in California. If I have not corrected all technical errors, I respectfully request the court to advise me and provide the opportunity to make the corrections pursuant to the court's instruction.

I do not request oral arguments on this motion.

Respectfully submitted October 4, 2006



Suzanne Shell  
14053 Eastonville Rd.  
Elbert, CO 80106

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO**

Civil Action no. \_\_\_06-CV-01726-LTB-CBS

INTERNET ARCHIVE  
Plaintiff and Counterclaim Defendant

v.

SUZANNE SHELL  
Defendant and  
Counterclaim Plaintiff and  
Third Party Plaintiff

v.

BREWSTER KAHLE - an individual  
RICK PRELINGER - an individual  
KATHLEEN BURKE - an individual  
Third Party Defendants

---

**PROPOSED ORDER GRANTING MOTION TO AMEND**

---

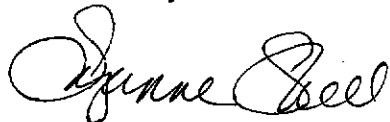
After considering the material presented by the parties, and good cause appearing:

IT IS HEREBY ORDERED that Suzanne Shell's motion to amend is granted and that Brewster Kahle, Rick Prelinger and Kathleen Burch are ORDERED to be added as Third Party Defendants to this case.

Dated \_\_\_\_\_

\_\_\_\_\_  
The Honorable  
United States District

Submitted by:



Suzanne Shell  
Defendant, Counterclaim Plaintiff, Third Party Plaintiff