

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

XEROX CORPORATION,)	
)	
Plaintiff,)	
)	C.A. No. 10-136-LPS
v.)	
)	
GOOGLE INC., YAHOO! INC., RIGHT)	
MEDIA INC., RIGHT MEDIA LLC,)	
YOUTUBE, INC. and YOUTUBE, LLC,)	
)	
Defendants.)	

NOTICE OF SUBPOENAS

PLEASE TAKE NOTICE that, pursuant to Rule 45 of the Federal Rules of Civil Procedure, defendants Google Inc. and Yahoo! Inc. have served or will serve the attached subpoenas (Exs. 1-2), upon Gregory T. Grefenstette and James G. Shanahan in the above-referenced action.

OF COUNSEL: POTTER ANDERSON & CORROON LLP

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David A. Perlson
Brian C. Howard
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By: /s/ David E. Moore
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*Attorneys for Defendants Google Inc.
Also Filed on Behalf of Yahoo! Inc.*

Dated: March 24, 2011
1006179 / 35374

UNITED STATES DISTRICT COURT

for the

Southern District of New York

Xerox Corporation)
Plaintiff)
v.) Civil Action No. 10-136-LPS-MPT
Google Inc., et al.)
Defendant) (If the action is pending in another district, state where:
District of Delaware)

SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

To: Gregory T. Grefenstette

Testimony: YOU ARE COMMANDED to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization that is not a party in this case, you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about the following matters, or those set forth in an attachment:

Table with 2 columns: Place (Quinn Emanuel Urquhart & Sullivan, 51 Madison Avenue, 22nd floor, New York, NY 10010) and Date and Time (03/30/2011 9:00 am)

The deposition will be recorded by this method: court reporter and videographer

Production: You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and permit their inspection, copying, testing, or sampling of the material:

The provisions of Fed. R. Civ. P. 45(c), relating to your protection as a person subject to a subpoena, and Rule 45 (d) and (e), relating to your duty to respond to this subpoena and the potential consequences of not doing so, are attached.

Date: 03/23/2011

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk OR Andrea Pallios Roberts Attorney's signature

The name, address, e-mail, and telephone number of the attorney representing (name of party) Google Inc., who issues or requests this subpoena, are: Andrea Pallios Roberts, Quinn Emanuel Urquhart & Sullivan, 555 Twin Dolphin Drive, 5th floor, Redwood Shores, CA 94065, andrearoberts@quinnemanuel.com, (650) 801-5023

Civil Action No. 10-136-LPS-MPT

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

This subpoena for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I served the subpoena by delivering a copy to the named individual as follows: _____
_____ on *(date)* _____ ; or

I returned the subpoena unexecuted because: _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ _____.

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

XEROX CORPORATION

Plaintiff,

v.

GOOGLE INC., et al.

Defendants.

C.A. No. 1:10-cv-00136-LPS-MPT

DEFENDANTS' NOTICE OF DEPOSITION OF JAMES G. SHANAHAN

PLEASE TAKE NOTICE THAT pursuant to Federal Rule of Civil Procedure 45, defendants Google Inc. ("Google") and Yahoo! Inc. ("Yahoo"), by and through their attorneys, will take the deposition of James G. Shanahan upon oral examination, on April 1, 2011, at 9:00 a.m., at the offices of Quinn Emanuel Urquhart & Sullivan, 51 Madison Avenue, 22nd floor, New York, NY, 10010, pursuant to the Subpoena, a true and correct copy of which is attached hereto. The deposition will be taken before a Notary Public or some other officer duly authorized by law to administer oaths. The deposition will be taken by stenographic means with real-time capability. Additionally, the deposition will be recorded by videotape. Telephonic participation for this deposition is not contemplated.

QUINN EMANUEL URQUHART
& SULLIVAN, LLP

OF COUNSEL:

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By: /s/ Andrea Pallios Roberts

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Andrea Pallios Roberts
555 Twin Dolphin Dr., 5th Floor
Redwood Shores, CA 94065

Attorneys for Defendant Google Inc.

Dated: March 23, 2011

EXHIBIT 2

UNITED STATES DISTRICT COURT

for the

Southern District of New York

Xerox Corporation
Plaintiff
v.
Google Inc., et al.
Defendant
Civil Action No. 10-136-LPS-MPT
District of Delaware

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The provisions of Fed. R. Civ. P. 45(c), relating to your protection as a person subject to a subpoena, and Rule 45 (d) and (e), relating to your duty to respond to this subpoena and the potential consequences of not doing so, are attached.

Date: 03/23/2011

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk

Handwritten signature of Andrea Pallios Roberts
Attorney's signature

The name, address, e-mail, and telephone number of the attorney representing (name of party) Google Inc.

, who issues or requests this subpoena, are: Andrea Pallios Roberts, Quinn Emanuel Urquhart & Sullivan, 555 Twin Dolphin Drive, 5th floor, Redwood Shores, CA 94065, andrearoberts@quinnemanuel.com, (650) 801-5023

Civil Action No. 10-136-LPS-MPT

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tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of
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My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

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Server's signature

Printed name and title

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Additional information regarding attempted service, etc:

UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

XEROX CORPORATION

Plaintiff,

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555 Twin Dolphin Dr., 5th Floor
Redwood Shores, CA 94065

Attorneys for Defendant Google Inc.

Dated: March 23, 2011

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CERTIFICATE OF SERVICE

I, David E. Moore, hereby certify that on March 24, 2011, the attached document was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I hereby certify that on March 24, 2011, the attached document was electronically mailed to the following person(s)

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