

EXHIBIT E

David Zack

From: Al-Salam, Ramsey M. (Perkins Coie) [RAlsalam@perkinscoie.com]
Sent: Thursday, October 26, 2006 2:03 PM
To: David Zack; Calabria, Johanna (Perkins Coie)
Cc: Kevin C. Kaplan
Subject: RE: Summary Judgment Motion

Yes, though I think I said we were hoping to get it filed tomorrow. I have no problem with giving you 10 days. In fact, I thought I said you could have until November 10th, when Silvers response is due. Thanks.

Ramsey Al-Salam

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From: David Zack [mailto:dzack@bskblaw.com]
Sent: Thursday, October 26, 2006 10:45 AM
To: Al-Salam, Ramsey M. (Perkins Coie); Calabria, Johanna (Perkins Coie)
Cc: Kevin C. Kaplan
Subject: Summary Judgment Motion

Dear Ramsey:

This is to confirm that you advised me that Google is revising its summary judgment motions and plans on filing a unified summary judgment motion tomorrow. You agreed with our position that our clients' response to the unified motion be due no earlier than 10 business days after service.

Please confirm that this understanding is correct and please let us know immediately if there is a disagreement on any particular.

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10/26/2006