

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

FILED³
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CLERK'S OFFICE
U. S. DISTRICT COURT
EASTERN MICHIGAN

NETJUMPER SOFTWARE, L.L.C.
a Michigan limited liability corporation,

Plaintiff,

v.

GOOGLE INC.,
a California corporation

Defendant.

Civil Action No. 04-70366-CV
Hon. Julian Abele Cook

Magistrate Judge R. Steven Whalen

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**EX-PARTE MOTION AND BRIEF IN SUPPORT OF MOTION FOR ORDER
ALLOWING ELECTRONIC EQUIPMENT INTO COURTROOM OF JUDGE JULIAN
ABELE COOK**

NOW COMES Google Inc., by its attorneys, and moves this Court pursuant to E.D. Mich. LR 83.31(e) for permission to bring three laptop computers, one projection screen and one proxima projector into Judge Julian Abele Cook's courtroom for purposes of oral argument on December 14, 2005 at 1:00 p.m. In support of this Ex-Parte Motion, Google states as follows:

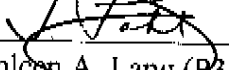
1. The Motion for Summary Judgment Of Non-Infringement And Invalidity Of The '172 Patent involves a complicated analysis of both non-infringement and invalidity of the patents-in-suit. The Motion and Brief in Support examine, in necessary detail, not only the prosecution history of the patent but also the accused product and one prior art reference. The Brief, including Google's Reply Brief in support also proposes Google's construction of relevant claim terms either necessary or disputed in connection with the motion.

2. Given the nature and number of issues before this Court, Google requests the opportunity to present the Court with visual aides and exhibits, enlarged on a projection screen. The visual aides and exhibits may include color enlargements of diagrams contained in the patent, color enlargements of graphics contained in the parties' briefs, and presenting summary exhibits highlighted from the evidentiary record.

3. The least intrusive method to present the visual aides and exhibits to the Court is by the use of a computer program controlled by a laptop computer. The laptop computer connects to a small projector that presents the visual aides on a screen for viewing. Google may also bring a backup laptop computer for the presentation.

WHEREFORE, Google respectfully request this Court enter the Order, attached as Exhibit 1, allowing electronic equipment into the courtroom of Judge Julian Abelc Cook for the summary judgment hearing set for December 14, 2005 at 1:00 p.m.

Respectfully submitted,

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Dated: November 14, 2005