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January 10, 2006

FILED ELECTRONICALLYThe Honorable E. Thomas Boyle
Magistrate Judge
United States District Court
for the Eastern District of New York
100 Federal Plaza
Central Islip, NY 11722Re: *Rates Technology Inc. v. Google Inc.*, Case No. CV-05-4703

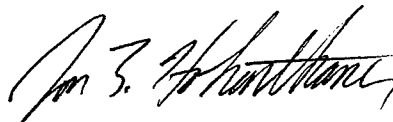
Dear Magistrate Boyle:

We represent Google Inc. in the above-identified action filed by Rates Technology Inc. on October 5, 2005. I write concerning the Court's October 19, 2005 Order, which requires that the parties complete the Rule 26(f) conference by January 13, 2006, provide initial disclosures and file the proposed discovery plan by January 27, 2006, and also scheduled the initial scheduling conference for February 3, 2006.

Despite filing this action over three months ago, Rates Technology has still not served Google with a copy of its summons and complaint. As a result, Google has not yet served an answer or formally appeared in this action. Accordingly, Google respectfully requests that the Court postpone the initial scheduling conference and other dates set by the October 19, 2005 Order, until after Rates Technology serves its complaint and Google files its answer. The requested postponement will save both the parties and the Court the time and expense of beginning costly discovery until such time that Rates Technology decides to proceed with its action.

Counsel for Google are available at the Court's convenience should the Court require any additional information.

Very truly yours,

Jon T. Hohenthauer (JH4073)
Attorney for Defendant Google, Inc.

cc: David Lazer, Counsel for Plaintiff (via e-mail)