

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

PERFORMANCE PRICING, INC.

Plaintiff,

v.

GOOGLE INC. and AOL LLC,

Defendants.

Case No. 2:07-cv-432-RRR

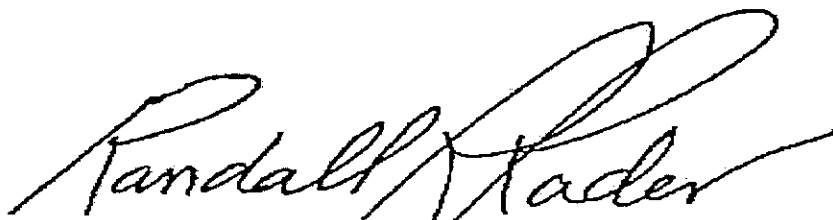
**JURY TRIAL DEMANDED**

**ORDER DENYING PLAINTIFF'S MOTION TO COMPEL THE DEPOSITION OF  
MICHELLE LEE**

Before the Court is Plaintiff Performance Pricing, Inc.'s Motion to Compel the Deposition of Michelle Lee. Having read and considered the moving and opposition papers and the evidence submitted in support thereof, the Court finds Plaintiff has already exceeded the presumptive limit of eight depositions of Defendant Google and the request is vague and lacks a showing of good cause or particular relevance. The Court now DENIES Plaintiff's motion.

It is SO ORDERED.

SIGNED this 12th day of January, 2010.

A handwritten signature in black ink, reading "Randall Rader". The signature is written in a cursive style with a large, looping initial "R" and a long, sweeping underline.

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RANDALL R. RADER

UNITED STATES CIRCUIT JUDGE (sitting  
by designation)