

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

ROSETTA STONE LTD.,)	
)	
Plaintiff,)	
)	
vs.)	
)	
GOOGLE INC.,)	
)	
Defendant.)	
)	

Civ. Action No. 1:09-cv-00736(GBL/TCB)

**[PROPOSED] ORDER GRANTING
ROSETTA STONE LTD.'S OMNIBUS MOTION IN LIMINE**

Upon consideration of Rosetta Stone Ltd.'s Omnibus Motion in Limine and good cause appearing therefor, it is hereby ORDERED that the Motion is **GRANTED**. The following evidence may not be presented at trial:

1. Any testimony or evidence regarding Rosetta Stone's efforts to enforce its end-user license agreements.
2. Any testimony or evidence regarding Rosetta Stone's work with third-party intellectual property enforcement agencies, such as the Business Software Alliance, to stop copyright infringement and other violations of Rosetta Stone's intellectual property rights.
3. Any testimony or evidence regarding the prevalence of software counterfeiting and piracy.
4. Any testimony or evidence regarding Rosetta Stone's efforts to encourage Congress to enact legislation specifically prohibiting Internet search engines from selling trademarked terms as keywords that trigger paid advertisements.

5. Any testimony or evidence regarding Rosetta Stone's involvement in organizations focused on warning consumers about deceptive search-engine advertising.

6. Any testimony or evidence regarding compliments extended by Rosetta Stone employees to Google sales representatives for work unrelated to Rosetta Stone's trademarks.

7. Any documents produced by Google after March 18, 2010 that are not publicly available.

DATED: _____, 2010

Gerald Bruce Lee
United States District Judge