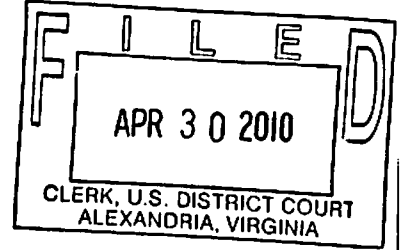


IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
(Alexandria Division)



ROSETTA STONE LTD.

Plaintiff,

v.

GOOGLE INC.

Defendant.

CIVIL ACTION NO. 1:09cv736
(GBL / TCB)

**GOOGLE INC.'S MOTION TO
EXCLUDE EXPERT REPORT AND OPINION OF DR. KENT VAN LIERE**

Defendant Google Inc. pursuant to the Federal Rules of Civil Procedure, moves to exclude the expert report and opinion of Dr. Kent Van Liere. This motion is based upon the accompanying memorandum of points and authorities and all declarations, judicially noticeable facts, pleadings, records and files in this action referenced therein.

Respectfully Submitted,

GOOGLE INC.
By counsel

/s/

Jonathan D. Frieden, Esquire (VSB No. 41452)
Stephen A. Cobb, Esquire (VSB No. 75876)
ODIN, FELDMAN & PITTLEMAN, P.C.
9302 Lee Highway, Suite 1100
Fairfax, Virginia 22031
(703) 218-2100
(703) 218-2160 (facsimile)
jonathan.frieden@ofplaw.com
stephen.cobb@ofplaw.com

MOTION DENIED.

Entered this 30th day of April 2010

/s/

Gerald Bruce Lee
United States District Judge

Gerald Bruce Lee
United States District Judge