

HON. RICARDO MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

AMIGA, INC., a Delaware corporation,

Plaintiff,

v.

HYPERION VOF, a Belgium corporation,

Defendant/Counterclaim Plaintiff,

v.

ITEC, LLC, a New York Limited Liability
Company,

Counterclaim Defendant.

CAUSE NO. CV07-0631RSM

**[PROPOSED] ORDER GRANTING
AMIGA, INC.'S MOTION TO QUASH
HYPERION'S SUBPOENA DUCES
TECUM TO CAIRNCROSS
HEMPELMAN, P.S.**

**NOTED FOR HEARING: January 11,
2008**

THIS MATTER came on regularly before this Court on Plaintiff *Amiga, Inc.*'s *Motion to Quash Hyperion's Subpoena Duces Tecum to Cairncross Hempelman, P.S.* The Court has reviewed Amiga, Inc.'s motion; the *Declaration of Lawrence R. Cock in support of Amiga, Inc.'s Motion to Quash*, with attachments; Defendant Hyperion VOF's opposition, if any; Amiga, Inc.'s reply, if any; and the records and files herein and deems itself fully apprised.

1 The Court finds that the subpoena served by Hyperion VOF upon Cairncross
2 Hempelman, P.S. on December 21, 2007 fails to allow reasonable time for compliance and
3 imposes an undue burden upon Amiga, Inc.

4 NOW THEREFORE, it is hereby:

5 ORDERED, ADJUDGED, and DECREED that Amiga, Inc.'s motion is **GRANTED** and
6 the subpoena served by Hyperion VOF upon Cairncross Hempelman, P.S. on December 21,
7 2007 is **QUASHED**.

8
9 DONE IN OPEN COURT this _____ day of _____, 2008.

10
11
12 THE HONORABLE RICARDO MARTINEZ

1 Presented by:

2 CABLE, LANGENBACH, KINERK & BAUER, LLP

3
4 By: /s/ Lawrence R. Cock

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CERTIFICATE OF SERVICE

I hereby certify that on January 2, 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

William A. Kinsel
Law Offices of William A. Kinsel, PLLC
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2025 First Avenue, Suite 440
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A copy was also served by hand delivery on January 2, 2008.

/s/ Lawrence R. Cock
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