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HON. MARSHA J. PECHMAN

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

INTERVAL LICENSING LLC,  
  
Plaintiff,  
  
v.  
  
AOL, INC.; GOOGLE, INC.; eBAY, INC.;  
FACEBOOK, INC.; GOOGLE INC.;  
NETFLIX, INC.; OFFICE DEPOT, INC.;  
OFFICEMAX INC.; STAPLES, INC.;  
YAHOO! INC.; AND YOUTUBE, LLC,  
  
Defendants.

Case No. 2:10-cv-01385-MJP  
  
**DEFENDANTS eBAY INC.,  
NETFLIX, INC., OFFICE DEPOT,  
INC., AND STAPLES, INC.’S  
NOTICE REGARDING LATE MEET  
AND CONFER**

DEFENDANTS’ NOTICE REGARDING LATE  
MEET AND CONFER (2:10-cv-01385-MJP)

KLARQUIST SPARKMAN, LLP  
121 S.W. Salmon Street, Suite 1600  
Portland, OR 97204  
Tel: (503) 595-5300; Fax: (503) 595-5301

1 Movants failed to meet and confer with Plaintiff before filing their renewed motion to  
2 sever or dismiss (Dkt. No. 192), due to an oversight by the below-signing attorney, who failed to  
3 recollect that the Court had ordered the defendants to meet and confer prior to renewing their  
4 motion to sever or dismiss: “Defendants may refile the motions or file amended motions to sever  
5 after they have reviewed the amended complaint and infringement contentions and met and  
6 conferred.” (Dkt. No. 149 at 2.). Movants met and conferred today with Plaintiff’s counsel in a  
7 good faith but unsuccessful effort to reach agreement or narrow the dispute, but the parties were  
8 unable to agree, and Plaintiff opposes the renewed motion to sever or dismiss.

9 The undersigned and Movants apologize to the Court for this oversight and error.

10 DATED this 4<sup>th</sup> day of March, 2011.

11  
12 KLARQUIST SPARKMAN, LLP

13 By: /s/John D. Vandenberg

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23 J. Christopher Carraway, WSBA NO. 37944

24 Kristin L. Cleveland (*pro hac vice*)

25 Klaus H. Hamm (*pro hac vice*)

26 Derrick W. Toddy (*pro hac vice*)

27 John D. Vandenberg, WSBA NO. 38445

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*Attorneys for Defendants eBay Inc., Netflix, Inc.,  
Office Depot, Inc., and Staples, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on March 4, 2011, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing on all counsel who are deemed to have consented to electronic service.

By: /s/John D. Vandenberg

John D. Vandenberg, WSBA NO. 38445

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