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THE HONORABLE MARSHA J. PECHMAN

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

INTERVAL LICENSING LLC,

Plaintiff,

v.

AOL INC.; APPLE, INC.; eBAY, INC.;
FACEBOOK, INC.; GOOGLE, INC.;
NETFLIX, INC.; OFFICE DEPOT, INC.;
OFFICEMAX INC.; STAPLES, INC.;
YAHOO! INC.; AND YOUTUBE, LLC,

Defendants.

Case No. C10-1385 MJP

**DEFENDANT AOL INC.’S JOINDER
IN MOTION TO DISMISS OR
SEVER FOR MISJOINDER**

**Note on Motion Calendar:
April 25, 2011**

Defendant AOL Inc. (“AOL”) respectfully joins in the Renewed Motion to Dismiss or Sever for Misjoinder Pursuant to Fed. R. Civ. P. 20 and 21 (Dkt. No. 193) filed by defendant Yahoo! Inc. (“Yahoo”). AOL requests that the Court dismiss or sever it from this action for the reasons set forth in Yahoo’s renewed motion.

AOL adopts and incorporates Yahoo’s explanation and application of the principles of joinder reflected in Fed. R. Civ. P. 20 and 21, together with the case law and other authorities illuminating those principles. (See Dkt. 193, 4-11.)

The Court has granted the defendants 20 minutes total for argument at the hearing on April 25, 2011, and in filing this motion AOL does not seek to alter that allotment. The undersigned

1 counsel for AOL met and conferred with counsel for Interval on April 11 and 12, 2011, and,
2 subject to the Court's approval, Interval's counsel has consented to AOL filing this joinder.

3 DATED this 12th day of April, 2011.

4 Respectfully submitted,

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1 **CERTIFICATE OF SERVICE**

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

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17 DATED this 12th day of April, 2011.

19 /s/ Deanna Schow

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