

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

HONORABLE MARSHA J. PECHMAN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

INTERVAL LICENSING LLC,

 Plaintiff,

 v.

AOL, INC, et al.,

 Defendants.

Case No.: 2:10-cv-01385-MJP

[PROPOSED] ORDER GRANTING
DEFENDANTS GOOGLE INC. AND
YOUTUBE, LLC’S MOTION TO
DISMISS OR SEVER FOR
MISJOINDER PURSUANT TO FED.
R. CIV. P. 20 AND 21

**Note on Motion Calendar:
November 12, 2010**

THIS MATTER came before the Court on November 12, 2010. After reviewing Defendants Google Inc. and YouTube, LLC’s Motion, Plaintiff’s Response and the pleadings and files of record, and after being fully advised, NOW THEREFORE,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Movants’ Motion to Dismiss or Sever is GRANTED, that joinder of the Defendants Google Inc. and YouTube, LLC (together, “the Google defendants”) in this case is improper, and that the claims against the Google defendants are severed. This action shall be severed into an action against the Google defendants and a separate action against any remaining defendants. Each matter shall proceed under the original Complaint as of the original filing date, disregarding those pleadings and orders and portions thereof that are applicable only to the other defendant(s).

[PROPOSED] ORDER GRANTING DEFENDANTS GOOGLE INC. AND
YOUTUBE, LLC’S MOTION TO DISMISS OR SEVER FOR MISJOINDER
PURSUANT TO FED. R. CIV. P. 20 AND 21 - 2:10-cv-01385-MJP

STOKES LAWRENCE, P.S.
800 FIFTH AVENUE, SUITE 4000
SEATTLE, WASHINGTON 98104-3179
(206) 626-6000

1 The Clerk shall take all appropriate actions to carry out this Order.

2
3 DATED this _____ day of November, 2010.

4
5
6 _____
JUDGE MARSHA J. PECHMAN

7 Presented by:

8 STOKES LAWRENCE, P.S.

9
10 By: s/ Shannon M. Jost
Shannon M. Jost (WSBA #32511)
11 Scott A.W. Johnson (WSBA #15543)
Aneelah Afzali (WSBA #34552)

12 and

13 *Admitted Pro Hac Vice*
Dimitrios T. Drivas
Kevin X. McGann
14 John Handy
15 Aaron Chase
16 WHITE & CASE LLP
1155 Avenue of the Americas
17 New York, NY 10036-2787

18 and

19 *Admitted Pro Hac Vice*
Warren S. Heit
20 WHITE & CASE LLP
3000 El Camino Real
21 Building 5, 9th Floor
Palo Alto, CA 94306

22 Attorneys for Defendants Google Inc. and YouTube, LLC
23
24
25
26
27