

1 KEKER & VAN NEST LLP
ROBERT A. VAN NEST - #84065
2 rvannest@kvn.com
CHRISTA M. ANDERSON - #184325
3 canderson@kvn.com
DANIEL PURCELL - #191424
4 dpurcell@kvn.com
710 Sansome Street
5 San Francisco, CA 94111-1704
Telephone: (415) 391-5400
6 Facsimile: (415) 397-7188

KING & SPALDING LLP
SCOTT T. WEINGAERTNER (*Pro Hac Vice*)
sweingaertner@kslaw.com
ROBERT F. PERRY
rperry@kslaw.com
BRUCE W. BABER (*Pro Hac Vice*)
bbaber@kslaw.com
1185 Avenue of the Americas
New York, NY 10036-4003
Telephone: (212) 556-2100
Facsimile: (212) 556-2222

7 KING & SPALDING LLP
DONALD F. ZIMMER, JR. - #112279
8 fzimmer@kslaw.com
CHERYL A. SABNIS - #224323
9 csabnis@kslaw.com
101 Second Street, Suite 2300
10 San Francisco, CA 94105
Telephone: (415) 318-1200
11 Facsimile: (415) 318-1300

GREENBERG TRAURIG, LLP
IAN C. BALLON - #141819
ballon@gtlaw.com
HEATHER MEEKER - #172148
meekerh@gtlaw.com
1900 University Avenue, Fifth Floor
East Palo Alto, CA 94303
Telephone: (650) 328-8500
Facsimile: (650) 328-8508

12 Attorneys for Defendant
GOOGLE INC.

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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION
18

19 ORACLE AMERICA, INC.,
20 Plaintiff,
21 v.
22 GOOGLE INC.,
23 Defendant.
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Case No. 3:10-cv-03561-WHA
Honorable Judge William Alsup

**[PROPOSED] ORDER GRANTING
GOOGLE'S MOTION FOR RULE 50(b)
JUDGMENT AS A MATTER OF LAW ON
PORTIONS OF COUNT VIII OF
ORACLE'S AMENDED COMPLAINT,
OR, IN THE ALTERNATIVE, FOR A
NEW TRIAL**

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Before this Court is Google Inc.’s Motion for Rule 50(b) Judgment as a Matter of Law on Portions of Count VIII of Oracle’s Amended Complaint, or, in the Alternative, for a New Trial. Based on the motion, the memorandum of points and authorities in support thereof, the pleadings on file, any evidence or argument presented at a hearing, and any other relevant matter, Google’s Motion for Rule 50(b) Judgment as a Matter of Law on Portions of Count VIII of Oracle’s Amended Complaint is **GRANTED**.

[Alternatively, Google’s Motion for a New Trial on Portions of Count VIII of Oracle’s Amended Complaint is **GRANTED**]

IT IS SO ORDERED.

Dated: _____

WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE