Case 5:18-md-02834-BLF Document 354-2 Filed 01/31/19 Page 1 of 2 1 Michael A. Sherman (SBN 94783) masherman@stubbsalderton.com Jeffrey F. Gersh (SBN 87124) jgersh@stubbsalderton.com Sandeep Seth (SBN 195914) sseth@stubbsalderton.com 4 Wesley W. Monroe (SBN 149211) wmonroe@stubbsalderton.com 5 Stanley H. Thompson, Jr. (SBN 198825) sthompson@stubbsalderton.com 6 Viviana Boero Hedrick (SBN 239359) vhedrick@stubbsalderton.com STUBBS, ALDERTON & MARKILES, LLP 15260 Ventura Blvd., 20th Floor Sherman Oaks, CA 91403 Telephone: (818) 444-4500 9 Facsimile: (818) 444-4520 10 Attorneys for PersonalWeb Technologies, LLC and Level 3 Communications, LLC 11 [Additional Attorneys listed below] 12 UNITED STATES DISTRICT COURT 13 NORTHERN DISTRICT OF CALIFORNIA 14 SAN JOSE DIVISION 15 IN RE PERSONALWEB TECHNOLOGIES, CASE NO.: 5:18-md-02834-BLF LLC, ET AL., PATENT LITIGATION 16 17 Case No.: 5:18-cv-00767-BLF AMAZON.COM, INC., et al., 18 Plaintiffs, [PROPOSED] ORDER GRANTING ADMINISTRATIVE MOTION FOR 19 RELIEF TO FILE A SUR-REPLY TO AMAZON.COM, INC. AND AMAZON 20 PERSONALWEB TECHNOLOGIES, LLC, et WEB SERVICES, INC.'S MOTION FOR SUMMARY JUDGMENT ON 21 DECLARATORY JUDGMENT CLAIMS AND DEFENSES UNDER THE CLAIM Defendants. 22 PRECLUSION AND KESSLER **DOCTRINES** PERSONALWEB TECHNOLOGIES, LLC and 23 LEVEL 3 COMMUNICATIONS, LLC, Date: February 7, 2019 24 Time: 2:00PM Counterclaimants, Courtroom 3, 5th Floor Dept.: 25 v. Hon. Beth L. Freeman Judge: 26 AMAZON.COM, INC. and AMAZON WEB Trial Date: March 16, 2020 SERVICES, INC.,



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Counterdefendants.

[PROPOSED] ORDER Before the Court is PersonalWeb's Administrative Motion for Relief to File a Sur-Reply to Amazon.Com, Inc., and Amazon Web Services, Inc.'s Motion For Summary Judgment On Declaratory Judgment Claims And Defenses Under The Claim Preclusion And Kessler Doctrines under L.R. 7-11. Having considered the Administrative Motion, good cause exists to allow PersonalWeb to file its Proposed Sur-reply (including the Declaration of Sandeep Seth in support of PersonalWeb's Administrative Motion for Relief to File a Sur-Reply, Exhibit 1) to Amazon's Reply on this limited issue. IT IS SO ORDERED. Dated: Honorable Beth L. Freeman United States District Court Judge

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