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KIRI TORRE  
CHIEF EXEC. OFFICER/CLERK  
SUPERIOR COURT OF CA  
COUNTY OF SANTA CLARA  
BY: *[Signature]* DEPUTY  
**Delia Bellot**

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9 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
10 SANTA CLARA COUNTY

11 H. B. FULLER COMPANY,  
12 Plaintiff,

13 vs.

14 JOHN DOE, aka "LASHWR45" on  
15 Yahoo!,

16 Defendant.

Case No. 105CV053609

**[PROPOSED] ORDER GRANTING H.B. FULLER'S EX PARTE APPLICATION SEEKING YAHOO!'S IMMEDIATE COMPLIANCE THE MARCH 15, 2006 ORDER**

Date: April 24, 2006  
Time: 9:00 a.m.  
Courtroom: Dept. 7  
Judge: The Honorable Socrates P. Manoukian

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[PROPOSED] ORDER GRANTING H.B. FULLER'S EX PARTE APPLICATION SEEKING YAHOO!'S IMMEDIATE COMPLIANCE WITH THE MARCH 15, 2006 ORDER

1 On April 18, 2006, the Court heard oral argument on the *ex parte* application of Plaintiff  
2 H. B. Fuller Company ("H.B. Fuller") seeking an order directing Yahoo!, Inc. ("Yahoo!") to  
3 immediately comply with the subpoena that H.B. Fuller served upon Yahoo! on December 1,  
4 2005 (the "Subpoena"). At the April 18, 2006 hearing, the Court requested supplemental briefing  
5 to be submitted by the Parties on Thursday, April 20, 2006. Further, the Court scheduled a  
6 hearing for further oral argument on the matter for Monday, April 24, 2006 at 9:00 a.m. Pursuant  
7 to the Court's directives, H.B. Fuller and John Doe a/k/a "lashwr45" ("John Doe") submitted  
8 supplemental briefing on April 20, 2006. Yahoo! did not submit any briefing on the matter.  
9 Further, on April 21, 2006, John Doe submitted a letter to the Court bringing to the Court's  
10 attention a case which he believed was relevant to the issues raised in H.B. Fuller's *ex parte*  
11 application. On April 24, 2006, the Court heard oral argument from the Parties.

12 After considering H.B. Fuller's *ex parte* application, the supplemental briefing and the  
13 John Doe's April 21, 2006 letter, the argument of counsel, and good cause appearing therefore,

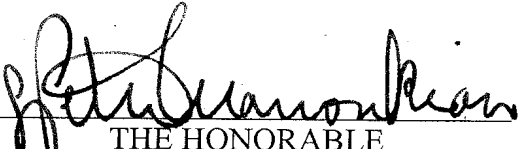
14 IT IS HEREBY ORDERED that:

- 15 1. John Doe's request for a stay of the Court's March 15, 2006 order is DENIED.  
16 2. H. B. Fuller's *ex parte* application is GRANTED. Yahoo! shall produce  
17 documents responsive to the Subpoena on or before 12:00 p.m. on Wednesday, April 26,  
18 2006.

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20 IT IS SO ORDERED.

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22 Dated: 26 April 2006 \*

23 none produced to  
24 24 April 2006

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28 THE HONORABLE  
SOCRATES PETER MANOUKIAN  
Judge of the Superior Court  
County of Santa Clara

\* court is aware of stay of this Order filed/issued  
by Court of Appeal 24 April 2006