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CK

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Kiri Torre
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By: cfujihara dtscler
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TL \$40.00
Case: 1-05-CV-050179

11 SUPERIOR COURT OF CALIFORNIA
12 COUNTY OF SANTA CLARA

13 EAGLE BROADBAND, INC.,

14 Plaintiff,

15 vs.

16 DOES 1 through 25, inclusive,

17 Defendants.

CASE NO. 1-05-CV-050179

**NOTICE OF MOTION AND MOTION
TO CLARIFY ORDER GRANTING
PLAINTIFF EAGLE BROADBAND
INC.'S MOTION TO SEAL**

Accompanying papers: Memorandum of
Points and Authorities Declaration of
Jeffrey M. Ratinoff; Proposed Order

Time: 9:00 a.m.
Date: September 19, 2006
Dept: 2
Judge: Hon. William J. Elfving

Complaint filed: October 5, 2005

18 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

19 PLEASE TAKE NOTICE THAT on September 19, 2006 at 9:00 a.m., or as soon as the
20 matter may be heard, in Department 2 of the above-entitled court, located at 191 N. First Street,
21 San Jose, California 95113, Plaintiff Eagle Broadband, Inc. ("Eagle" or "Plaintiff"), will move
22 for an order clarifying the portion of the Court's August 9, 2006 order granting Eagle's Motion
23 to Seal. Specifically, Eagle requests that the Court clarify and/or modify its August 9, 2006
24 order to include small excerpts from Paragraphs 3 and 6 to the Declaration of Karineh
25 Khachatourian in Support of Eagle's Opposition to Thomas Mould's Motion for Attorney's Fees,
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as well as small excerpts from the reply brief filed by Defendant Thomas Mould in support of his motion for attorney's fees. These additional excerpts include and/or reference information that the Court already found an overriding interest justifies their sealing in its August 9, 2006 Order.

This Motion is based upon the memorandum of points and authorities and the declaration of Jeffrey M. Ratinoff filed herewith, the records and papers on file with this court in this action, and upon such further oral and documentary evidence and argument as may be presented prior to or at the hearing on this application.

Dated: August 23, 2006

GORDON & REES LLP

By: 
JEFFREY M. RATINOFF
Attorneys for Plaintiff
EAGLE BROADBAND, INC.