

OFFICE OF THE CLERK
CALIFORNIA COURT OF APPEAL
SIXTH APPELLATE DISTRICT
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San Jose, CA 95113
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Phone: (408) 277-1004
October 13, 2006

COPY

Jeffrey Michael Ratinoff
Dechert LLP
275 Battery Street Suite 2000
San Francisco, CA 94111-1013

RE:

EAGLE BROADBAND, INC.
Plaintiff and Appellant,
v.
THOMAS MOULD,
Defendant and Respondent.
H030719
Santa Clara County No. CV050179

Dear Counsel:

The court has received a copy of the notice of appeal filed in this case. The appellant's opening brief will be due 30 days from the date of the filing of the record. We will notify you when the appellate record is filed in this office.

The court requests, pursuant to rule 1(f)(2), Cal. Rules of Court, that *within 10 days* hereof, appellant file a Civil Case Information Statement, attaching a copy of the judgment or appealed order that shows the date it was entered. The statement must be accompanied by a proof of service on opposing counsel. The enclosed Judicial Council form has been adopted for mandatory use. A "fillable" PDF form is available at our website as indicated above. Additionally, rule 14.5, Cal. Rules of Court, requires each party to serve and file a Certificate of Interested Entities or Persons at the time it *files its first document* in the Court of Appeal. This certificate must also be included in your *principal brief*, appearing after the cover and before the tables. A form is also available on our website.

Copies of the court's internal operating practices and procedures are also available on our website or upon written request accompanied by a self-addressed, stamped envelope. Please note that the decision making process begins upon the filing or expiration of time for filing the appellant's closing brief. Accordingly, the parties shall immediately notify the court of the occurrence of any event, including settlement, which may render the appeal moot (see rule 20, California Rules of Court).

Very truly yours,
MICHAEL J. YERLY, Clerk

L. Brooks
Deputy Clerk

cc: Shelley Kay Mack
Mark Goldowitz