

Honorable Marsha J. Pechman

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UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

INTERVAL LICENSING LLC,

Plaintiff,

v.

AOL, INC.; APPLE, INC.; eBAY, INC.;  
FACEBOOK, INC.; GOOGLE INC.; NETFLIX,  
INC.; OFFICE DEPOT, INC.; OFFICEMAX  
INC.; STAPLES, INC.; YAHOO! INC.; and  
YOUTUBE, LLC,

Defendants.

Civil Case No. 2:10-CV-01385-MJP

**DEFENDANT YAHOO! INC.'S  
NOTICE OF JOINDER IN  
MOTION TO DISMISS OR SEVER  
FOR MISJOINDER PURSUANT  
TO FED. R. CIV. P. 20 AND 21**

**NOTED ON MOTION CALENDAR:  
November 12, 2010**

PLEASE TAKE NOTICE that defendant Yahoo! Inc. joins in defendants Google Inc. and YouTube, LLC's motion to dismiss or sever from the above-captioned action (Docket Entry No. 65) for misjoinder for all the reasons therein. Yahoo! respectfully requests that the Court dismiss Yahoo! Inc. from this case, or sever the claims against it, because joinder of defendants here is improper, for the reasons set forth in the motion filed by defendants Google Inc. and YouTube, LLC.

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Respectfully submitted,

FROMMER LAWRENCE & HAUG  
LLP

Dated: October 21, 2010

By: /s/ Mark P. Walters

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**CERTIFICATE OF SERVICE**

I hereby certify that on October 21, 2010, I caused the foregoing **DEFENDANT YAHOO! INC.'S NOTICE OF JOINDER IN MOTION TO DISMISS OR SEVER FOR MISJOINDER PURSUANT TO FED. R. CIV. P. 20 AND 21** to be served on the following parties as indicated below:

<p><b>Justin A. Nelson</b>  <b>Matthew R. Berry</b>  SUSMAN GODFREY  1201 Third Ave., Suite 3800  Seattle, WA 98101  <i>Attorneys for Plaintiff Interval Licensing LLC</i></p>	<p><input type="checkbox"/> By United States Mail  <input type="checkbox"/> By Legal Messenger  <input checked="" type="checkbox"/> <b>By Electronic CM/ECF</b>  <input type="checkbox"/> By Overnight Express Mail  <input type="checkbox"/> By Facsimile  <input type="checkbox"/> By Email [by agreement of counsel]  jnelson@susmangodfrey.com  mberry@susmangodfrey.com</p>
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