LAI-2105293v1

PROPOSED ORDER ON MOTION TO STRIKE

CV 04-1292 AHM (CTx)

1 This Court, having read and considered the papers submitted by the parties, 2 and finding good cause therefor, orders that the Special Motion to Strike (C.C.P. 3 section 425.16) filed by defendant Internet Corporation for Assigned Names and Numbers ("ICANN") is hereby GRANTED as to plaintiff VeriSign, Inc.'s 4 ("VeriSign") second claim for relief for injunctive relief for breach of contract, third 5 claim for relief for damages for breach of contract, fourth claim for relief for 6 interference with contractual relations, fifth claim for relief for specific 7 8 performance of contract and injunctive relief, and sixth claim for relief for damages for breach of contract. VeriSign's second, third, fourth, fifth, and sixth causes of 9 action are hereby dismissed with prejudice pursuant to California's anti-SLAPP 10 11 statute. This Court finds further that ICANN is entitled to recover its costs and 12 attorneys' fees. ICANN may submit a formal motion to recover its attorneys' fees 13 14 and costs within ten days of the entry of this order. IT IS SO ORDERED. 15 16 Dated: Honorable A. Howard Matz 17 U.S. District Court Judge 18 19 20 21 22 23 24 25 26 27 28

1 PROOF OF SERVICE 2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES: 3 I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 555 West Fifth Street, Suite 4600, Los 4 Angeles, California 90013. 5 On April 20, 2004, I caused to be served the document described as: 6 [PROPOSED] ORDER GRANTING DEFENDANT INTERNET CORPORATION FOR ASSIGNED NAMES AND NUMBERS' SPECIAL MOTION TO STRIKE 7 8 on the interested parties in this action. 9 BY (U.S. MAIL) I placed the original ____ a true copy thereof enclosed in sealed envelope(s) to the addressee(s) as follows: 10 LAURENCE HUTT, ESQ. 11 ARNOLD & PORTER 777 S. Figueroa, 44th Fl., 12 Los Angeles, CA 90017 13 BY PERSONAL SERVICE I placed ___ the original _X_ true copies thereof enclosed in 14 sealed envelope(s) and caused such envelope to be hand delivered via messenger to the offices of the addressee(s) as follows: 15 I am "readily familiar" with the firm's practice of collection and processing 16 correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the 17 ordinary course of business. I am aware that on motion of the party served, service is presumed 18 invalid if postal cancellation date or postage meter date is more than one day after date of deposit of mailing in affidavit. 19 (STATE) I declare under penalty of perjury under the laws of the State of California that 20 the foregoing is true and correct. 21 X (FEDERAL) I declare that I am employed in the office of a member of the bar of this Court at whose direction this service was made. I declare under penalty of perjury under the laws 22 of the United States of America that the foregoing is true and correct. 23 Executed on April 20, 2004, at Los Angeles, California 24 Elba Alonso de Ortega 25 Signature Type or Print Name 26

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