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*Paul* ENTER NOTICE

**ORIGINAL**

FILED  
CLERK, U.S. DISTRICT COURT  
AUG - 6 2007  
CENTRAL DISTRICT OF CALIFORNIA  
BY *W* DEPUTY

6 Attorneys for Plaintiff  
7 The Internet Corporation for Assigned Names  
8 And Numbers

LODGED  
CLERK, U.S. DISTRICT COURT  
JUL - 2 2007  
CENTRAL DISTRICT OF CALIFORNIA  
DEPUTY

9 UNITED STATES DISTRICT COURT  
10 CENTRAL DISTRICT OF CALIFORNIA

11  
12 The Internet Corporation for Assigned  
13 Names and Numbers,

14 Plaintiff,

15 v.

16 RegisterFly.Com, Inc., and  
17 UnifiedNames, Inc.,

18 Defendants.

Case No. CV 07-2089 R (PLAx)

Assigned for all purposes to

**[PROPOSED] ORDER  
GRANTING MOTION TO  
STRIKE REGISTERFLY.COM,  
INC., AND UNIFIEDNAMES,  
INC.'S ANSWER**

[Notice Of Motion And Motion To  
Strike Filed Concurrently Herewith]

Date: August 6, 2007  
Time: 10:00 a.m.  
Judge: Hon. Manuel L. Real

19 ENTERED  
CLERK, U.S. DISTRICT COURT  
AUG - 6 2007  
CENTRAL DISTRICT OF CALIFORNIA  
BY *W* DEPUTY

24 THIS CONSTITUTES NOTICE OF ENTRY  
25 AS REQUIRED BY FRCP, RULE 77(d).

26 DOCKETED ON CM  
27 AUG - 6 2007  
28 BY *SB* 004

19

1 On July 2, 2007, Plaintiff Internet Corporation for Assigned Names and  
2 Numbers ("ICANN") filed a Motion to Strike RegisterFly.Com, Inc.,  
3 ("RegisterFly") and UnifiedNames, Inc.'s ("UnifiedNames") (collectively,  
4 "Defendants") answer to complaint for breach of contract, preliminary injunction,  
5 and declaratory relief. Though RegisterFly was personally served with the  
6 summons and complaint on April 2, 2007, and UnifiedNames was personally  
7 served with the same on April 5, 2007, the Defendants failed to file any answer or  
8 to otherwise respond to the complaint until June 11, 2007 – 70 days from the date  
9 of service. At the time Defendants filed their answer, this Court had already  
10 declared them in default in the action. In May, the Defendants admitted that they  
11 affirmatively elected to default on the complaint. Defendants did not seek to have  
12 the default set aside, nor did they seek leave of Court prior to placing their answer  
13 on file.

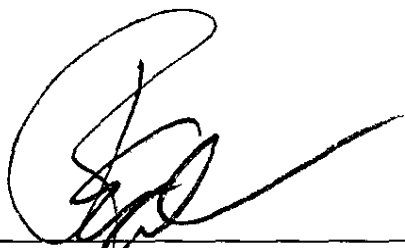
14 THEREFORE, IT IS HEREBY ORDERED THAT:

15 Defendants RegisterFly and UnifiedNames's answer to ICANN's complaint  
16 is stricken from the record.

17 IT IS FURTHER ORDERED THAT:

18 Default is entered against RegisterFly and UnifiedNames in the above-  
19 captioned case.

20  
21 Dated: ~~July~~ <sup>Aug 6</sup> \_\_, 2007

22  
23   
24 Honorable Manuel L. Real  
25 United States District Court Judge  
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**PROOF OF SERVICE BY OVERNIGHT DELIVERY**

I am a citizen of the United States and employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 555 South Flower Street, Fiftieth Floor, Los Angeles, California 90071-2300. On July 2, 2007, I deposited with Federal Express, a true and correct copy of the within documents:

**[PROPOSED] ORDER GRANTING MOTION TO  
STRIKE REGISTERFLY.COM, INC., AND  
UNIFIEDNAMES, INC.'S ANSWER**

in a sealed envelope, addressed as follows:

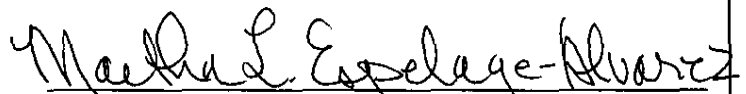
Heather L. McCloskey, Esq.  
**Ervin, Cohen & Jessup LLP**  
9401 Wilshire Blvd., 9th Floor  
Beverly Hills, CA 90212  
Email: [hmcloskey@ecjlaw.com](mailto:hmcloskey@ecjlaw.com)  
Counsel for Registerfly.com, Inc.  
and UnifiedNames, Inc.

Following ordinary business practices, the envelope was sealed and placed for collection by Federal Express on this date, and would, in the ordinary course of business, be retrieved by Federal Express for overnight delivery on this date.

I have submitted a courtesy copy of the above described document via email to all parties listed above.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on July 2, 2007, at Los Angeles, California.

  
Martha L. Espelage-Alvarez