

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
TEXARKANA DIVISION**

LUXPRO CORPORATION

PLAINTIFF

VS.

NO. 4-08-CV-4092

APPLE INC. f/k/a Apple Computer, Inc.

DEFENDANT

REVISED MOTION FOR EXTENSION OF TIME

COMES now the Defendant, Apple Inc. f/k/a Apple Computer, Inc., and for its Motion for Extension of Time to respond to Plaintiff's Response to Defendant Apple Inc.'s Motion to Dismiss for Failure to State a Claim, as well as Plaintiff's Response in Opposition to Defendant's Motion to Transfer Venue and Brief in Support Thereof., states:

1. Defendant, Apple, Inc. filed a Motion to Dismiss for Failure to State a Claim and Brief in Support on December 19, 2008.
2. Defendant, Apple, Inc. also filed a Motion to Transfer and Brief in Support on December 19, 2008.
3. Plaintiff, Luxpro Corporation, filed a Response to Defendant Apple Inc.'s Motion to Dismiss for Failure to State a Claim on March 2, 2009.
4. Plaintiff, Luxpro Corporation, also filed a Response in Opposition to Defendant's Motion to Transfer Venue and Brief in Support Thereof on March 2, 2009
5. A Reply to Plaintiff's Response to Defendant Apple Inc.'s Motion to Dismiss for Failure to State a Claim, as well as Reply in support of Defendant's Motion to Transfer Venue and Brief Thereof is due March 30, 2009.¹

¹ A previous Motion mistakenly identified this deadline as March 23, 2009.

6. Defendant has requested an agreement with Plaintiff's counsel to allow it an additional seven (7) day extension of time in which to Reply to Plaintiff's Response to Defendant Apple Inc.'s Motion to Dismiss for Failure to State a Claim, as well as Reply in support of Defendant's Motion to Transfer Venue.

7. Plaintiff's counsel has kindly agreed.

WHEREFORE, Defendant, Apple Inc. f/k/a Apple Computer, Inc., LLC, requests the Court to enter an Order allowing it up to and including April 6, 2009, in which to Reply to Plaintiff's Response to Defendant Apple Inc.'s Motion to Dismiss for Failure to State a Claim, as well as Reply in support of Defendant's Motion to Transfer Venue.

Respectfully submitted,

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BY: /s/ Kevin A. Crass
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CERTIFICATE OF SERVICE

I, Kevin A. Crass, hereby certify that on March 24, 2009, the foregoing was electronically filed with the Clerk which shall send notification of such filing to the following:

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