

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

**LUXPRO CORPORATION, a Taiwanese )  
corporation, )**

**Plaintiff, )**

**Civil Action No. 4:08cv04092-HFB**

**vs. )**

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

**Defendant. )**

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**UNOPPOSED MOTION FOR EXTENSION OF TIME TO RESPOND TO  
DEFENDANT APPLE'S MOTION TO DISMISS PLAINTIFF'S SECOND  
AMENDED COMPLAINT**

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Plaintiff respectfully moves this Court for an order granting Plaintiff an extension of time in which to file a response to Defendant Apple, Inc.'s Motion to Dismiss Plaintiff's Second Amended Complaint (Dkt. No. 66), and would show the Court as follows:

1. On February 26, 2010, Apple, Inc. filed its Motion to Dismiss Plaintiff's Second Amended Complaint, together with brief in support. Luxpro's response is currently due on March 12, 2010.

2. A family emergency has arisen that requires the attention of some of Plaintiff's counsel who are working directly on Plaintiff's response to the motion to dismiss.

3. Plaintiff is in need of additional time to prepare and file its response to Defendant's Motion, and counsel for Defendant does not oppose an extension to and

including Monday, March 22, 2010, for Plaintiff to respond to Defendant's Motion to Dismiss Plaintiff's Second Amended Complaint.

4. This is Plaintiff's first request for an extension of time to file this response.

5. This request is not made for the purpose of delay, but so that justice may be done.

WHEREFORE, PREMISES CONSIDERED, Plaintiff prays the Court to enter an order extending the time for Plaintiff to file its Response to Defendant Apple, Inc.'s Motion to Dismiss Plaintiff's Second Amended Complaint to and including, Monday, March 22, 2010.

Respectfully Submitted,

/s/ Phillip N. Cockrell

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**ATTORNEYS FOR  
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**CERTIFICATE OF CONFERENCE**

Counsel for Plaintiff has conferred with counsel for Defendant in order to determine whether the relief requested in this motion is opposed. Counsel for Plaintiff has been advised that Defendant does not oppose the relief requested.

/s/ Phillip N. Cockrell

Phillip N. Cockrell

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV5(a)(3), this 11<sup>th</sup> day of March, 2009.

/s/ Phillip N. Cockrell

Phillip N. Cockrell