THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ILLINOIS EAST ST. LOUIS DIVISION

DIGITAL BACKGROUND CORP.,)
Plaintiff,))
VS.) Case No. 3:07-cv-00803-JPG-CJP
APPLE, INC.,)
Defendant.)))

NOTICE OF ENTRY OF APPEARANCE

Stephen C. Smith hereby enters appearance as counsel of record for

Plaintiff Digital Background Corporation in the above styled cause.

Respectfully submitted, Digital Background Corporation,

By its attorneys, SIMMONSCOOPER LLC

Dated: January 8, 2008 By: s/Stephen C. Smith

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CERTIFICATE OF SERVICE

I hereby certify that on January 8, 2008, the foregoing document was filed electronically with the Clerk of Court to be served by operation of the Court's electronic filing system upon the following:

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