

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

DIGITAL BACKGROUND CORPORATION,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 3:07-CV-00803-WDS-CJP
	)	
APPLE, INC.	)	
	)	
Defendant.	)	

**CONSENT MOTION FOR EXTENSION OF TIME TO PLEAD**

Defendant, Apple, Inc. (“Apple”), respectfully moves the Court for an extension of time, to and including January 22, 2008, within which to file and serve its responsive pleadings and/or motions in the above styled cause. In support of this motion, Apple states that the additional time is required to adequately investigate the facts and allegations contained in plaintiff’s Complaint so that Apple may properly respond. The requested thirty day extension will not prejudice plaintiff nor impact on the scheduling of this case, and counsel for plaintiff has consented to the requested extension.

Dated: December 18, 2007.

Respectfully submitted,

HUSCH & EPPENBERGER, LLC

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*Attorneys for Defendant Apple, Inc.*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing was filed electronically with the Clerk of Court and served by operation of the Court's electronic filing system to those attorneys of record with an email address indicated, this 18<sup>th</sup> day of December, 2007:

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/s/ Greg G. Gutzler \_\_\_\_\_