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COUNSEL FOR DEFENDANT CHARTER  
COMMUNICATIONS, INC. AND 12 ADDITIONAL  
CABLE TELEVISION DEFENDANTS

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

ACACIA MEDIA TECHNOLOGIES  
CORPORATION,

Plaintiff,

- vs. -

NEW DESTINY INTERNET GROUP, *et al.*,

Defendants.

Case No. C 05-01114 JW (HRL)

MDL NO. 1665

**NOTICE OF MOTION AND MOTION  
FOR RECONSIDERATION OF THE  
COURT'S CONSTRUCTION OF THE  
TERM "REMOTE LOCATIONS"**

DATE: SEPTEMBER 8, 2005  
TIME: 9 A.M.  
COURTROOM 8

HON. JAMES WARE

AND ALL RELATED AND/OR  
CONSOLIDATED CASE ACTIONS

Case No. C 05-01114 JW (HRL)  
MDL NO. 1665

**NOTICE OF MOTION AND MOTION FOR  
RECONSIDERATION OF THE COURT'S CONSTRUCTION  
OF THE TERM "REMOTE LOCATIONS"**

1 TO PLAINTIFF ACACIA MEDIA TECHNOLOGIES CORPORATION AND ITS  
2 COUNSEL OF RECORD:

3 PLEASE TAKE NOTICE THAT on September 8, 2005, at 9:00 a.m., or as soon  
4 thereafter as the matter may be heard, in the above-captioned court, in Courtroom No. 8 of  
5 the San Jose Federal Courthouse, 280 South 1st Street, San Jose, CA 95113, defendants  
6 Armstrong Group, Inc., Arvig Communications Systems, Inc., Block Communications, Inc.,  
7 Cannon Valley Communications, Inc., Charter Communications, Inc., East Cleveland TV  
8 and Communications LLC, Loretel Cablevision, Massillon Cable TV, Inc., Mid Continent  
9 Media, Inc., NPG Cable, Inc., Sjoberg Cablevision, Inc., U.S. Cable Holdings L.P., and  
10 Wide Open West, LLC will and hereby move for reconsideration of the Court's construction  
11 of the term "remote locations."

12 This motion is supported by defendants' "MEMORANDUM OF LAW AND FACT  
13 FOR RECONSIDERATION OF THE COURT'S CONSTRUCTION OF THE TERM "RE-  
14 MOTE LOCATIONS" filed and served on all counsel of record on July 28, 2005.

15 The following additional parties have given notice that they join in this motion: Cable  
16 America Corp., Cable One, Inc., Cequel III Communications I, LLC (d/b/a Cebridge Con-  
17 nections), Comcast Cable Communications, LLC, Coxcom, Inc., DirecTV Group, Inc., Hos-  
18 pitality Network, Inc., and Mediacom Communications Corporation.

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2 DATED: July 29, 2005

BRADFORD P. LYERLA (*pro hac vice*)  
KEVIN D. HOGG (*pro hac vice*)  
JEFFREY H. DEAN (*pro hac vice*)  
GREGORY G. STANTON (*pro hac vice*)  
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7 By: /s/ Kevin D. Hogg  
Kevin D. Hogg

8  
9 COUNSEL FOR DEFENDANTS ARMSTRONG  
10 GROUP, ARVIG COMMUNICATIONS SYS-  
11 TEMS, BLOCK COMMUNICATIONS, INC.,  
12 CANNON VALLEY COMMUNICATIONS, INC.,  
13 CHARTER COMMUNICATIONS, INC., EAST  
14 CLEVELAND CABLE TV AND COMMUNICA-  
15 TIONS LLC, LORETEL CABLEVISION,  
16 MASSILLON CABLE TV INC., MID-  
17 CONTINENT MEDIA, INC., NPG CABLE, INC.,  
18 SJOBERG'S CABLEVISION, INC., US CABLE  
19 HOLDINGS LP, AND WIDE OPEN WEST LLC  
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