

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

MARKET AMERICA, INC.,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 09-494-GMS
)	
GOOGLE INC. and)	
LTECH CONSULTING, LLC,)	
)	
Defendants.)	

STIPULATION AND [PROPOSED] ORDER

WHEREAS Plaintiff Market America, Inc. filed this action on July 7, 2009;

WHEREAS Plaintiff Market America, Inc. filed an Amended Complaint on September 30, 2009;

WHEREAS the Court granted Defendants’ motions to dismiss Counts I, II, and III of the Amended Complaint on August 9, 2010;

WHEREAS according to Rule 12, Defendants’ answers to the remaining Count IV of the Amended Complaint would ordinarily be due by August 23, 2010; and

WHEREAS to allow sufficient time for communication between counsel and clients, for investigation of the facts and law, and because of prearranged vacation schedules, the parties have agreed on a schedule and respectfully request the Court’s permission to extend the defendants’ response date by 30 days;

IT IS HEREBY STIPULATED AND AGREED by and among the parties, subject to the approval of the Court, that defendants Google Inc. and LTech Consulting, LLC will answer Count IV of Plaintiff Market America’s Amended Complaint on or before September 22, 2010.

/s/ Richard K. Herrmann

Richard K. Herrmann (Del. Bar No. 405)
Mary Matterer (Del. Bar No. 2696)
Jody C. Barillare (Del. Bar No. 5107)
Morris James LLP
500 Delaware Avenue, Suite 1500
Wilmington, DE 19801-1494
Tel: (302) 888-6806
Fax: (302) 571-1750
rherrmann@morrisjames.com
mmatterer@morrisjames.com
jbarillare@morrisjames.com

Attorneys for Plaintiff
Market America, Inc.

/s/ James H. S. Levine

M. Duncan Grant (Del. Bar No. 2994)
James H. S. Levine (Del. Bar No. 5355)
Pepper Hamilton LLP
Hercules Plaza, Suite 5100
1313 N. Market Street
P.O. Box 1709
Wilmington, DE 19899-1709
Tel: (302) 777-6536
Fax: (302) 421-8390
grantm@pepperlaw.com
levinejh@pepperlaw.com

Attorneys for Defendant
Google Inc.

/s/ Michael F. Bonkowski

Michael F. Bonkowski (Del. Bar No. 2219)
Patrick J. Reilley (Del Bar No. 4451)
Cole, Schotz, Meisel, Forman & Leonard, P.A.
500 Delaware Avenue, Suite 1410
Wilmington, DE 19801
Tel: (302) 651-2002
Fax: (302) 574-2102
mbonkowski@coleschotz.com
preilley@coleschotz.com

Attorney for Defendant
LTech Consulting, LLC

Dated: August 12, 2010

IT IS SO ORDERED, this _____ day of August, 2010.

CHIEF UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on August 12, 2010, the foregoing Stipulation and [Proposed] Order was filed with the Clerk of Court using CM/ECF, which will send notification to the following counsel of record:

Richard K. Herrmann, Esq.
Morris James LLP
500 Delaware Avenue, Suite 1500
Wilmington, DE 19801

Attorney for Plaintiff
Market America, Inc.

Michael F. Bonkowski, Esq.
Cole, Schotz, Meisel, Forman & Leonard, P.A.
500 Delaware Avenue, Suite 1410
Wilmington, DE 19801

Attorney for Defendant
LTech Consulting, LLC

/s/ James H. S. Levine

James H. S. Levine (#5355)