

EXHIBIT 3

- 1) Xpoint Technologies Inc. v. Microsoft Corporation et al, Docket No. 1:09-cv-00628 (D. Del. Aug. 21, 2009), Court Docket (08/21/2009)
- 2) Personalized User Model LLP v. Google Inc., Docket No. 1:09-cv-00525 (D. Del. Jul. 16, 2009), Court Docket (07/16/2009)
- 3) Market America Inc. v. Google Inc. et al, Docket No. 1:09-cv-00494 (D. Del. Jul. 07, 2009), Court Docket (07/07/2009)
- 4) Google Inc. et al v. Egger et al, Docket No. 1:09-mc-00017 (D. Del. Feb. 11, 2009), Court Docket (02/11/2009)
- 5) Langdon v. Google Inc. et al, Docket No. 1:06-cv-00319 (D. Del. May 17, 2006), Court Docket (05/17/2006)

Docket updated on Aug. 24, 2009 10:05:17

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**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:09-cv-00628-UNA**

Xpoint Technologies Inc. v. Microsoft Corporation et al

Date Filed: Aug. 21, 2009
Nature of suit: 830 Patent
Assigned to: Unassigned Judge
Cause: 35:271 Patent Infringement
Jurisdiction: Federal Question
Jury demand: Plaintiff

Parties and Attorneys

Plaintiff

Xpoint Technologies Inc.

Attorneys and Firms

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Defendant

Microsoft Corporation

Defendant

Intel Corporation

Defendant

Marvell Technology Group Ltd.

Defendant

Marvell Semiconductor Inc.

Defendant
Hewlett-Packard Co.

Defendant
Cypress Semiconductor Corporation

Defendant
Quicklogic Corp.

Defendant
Qualcomm Inc.

Defendant
Freescale Semiconductor Holdings I Ltd

Defendant
Freescale Semiconductor Inc.

Defendant
Texas Instruments, Inc.

Defendant
Google Inc.

Defendant
T-Mobile USA Inc.

Defendant
HTC Corp.

Defendant
HTC America Inc.

Defendant
Apple Inc.

Defendant
Sony Corporation

Defendant
Telefonaktiebolaget LM Ericsson

Defendant
Sony Ericsson Mobile Communications AB

Defendant
Sony Ericsson Mobile Communications (USA) Inc.

Defendant
Philips Electronics N.V.

Defendant
Philips Electronics North America Corp

Defendant
LG Electronics Inc.

Defendant
LG Electronics USA, Inc.

Defendant
Research In Motion LTD.

Defendant
Research In Motion Corp.

Defendant
Motorola Inc.

Defendant
Nokia Corporation

Defendant

Nokia Inc.

**Defendant
Palm Inc.**

**Defendant
nVidia Corp.**

**Defendant
Advanced Micro Devices, Inc.**

**Defendant
Dell Corp.**

**Defendant
AT&T Inc.**

**Defendant
AT&T Mobility LLC**

**Defendant
Verizon Communications Inc.**

**Defendant
Cellco Partnership**

**Defendant
Sprint Nextel Corporation**

Docket Proceedings

Reverse Proceedings

Req #	Filed	#	Docket Text
1	Aug. 21, 2009	1	COMPLAINT filed with Jury Demand against all defendants - Magistrate Consent Notice to Pltf. (Filing fee \$ 350, receipt number 286.) - filed by Xpoint Technologies Inc.. (Attachments: # 1 Exhibit A, # 2 Civil Cover Sheet)(dzs,) (Additional attachment(s) added on 8/24/2009: # 3 Acknowledgement of Consent Form) (dzs,). (Entered: 08/24/2009)
2	Aug. 21, 2009	2	Notice, Consent and Referral forms re: U.S. Magistrate Judge jurisdiction (dzs,) (Entered: 08/24/2009)

3	Aug. 21, 2009		No Summons Issued (dzs,) (Entered: 08/24/2009)
4	Aug. 21, 2009	3	Disclosure Statement pursuant to Rule 7.1 filed by Xpoint Technologies Inc.. (dzs,) (Entered: 08/24/2009)
5	Aug. 24, 2009	4	Report to the Commissioner of Patents and Trademarks for Patent/Trademark Number(s) 5,913,028; (dzs,) (Entered: 08/24/2009)

Docket updated on Aug. 24, 2009 16:33:21
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**U.S. District Court
 District of Delaware (Wilmington)
 CIVIL DOCKET FOR CASE #: 1:09-cv-00525-JJF**

Personalized User Model LLP v. Google Inc.

Date Filed: Jul. 16, 2009
Nature of suit: 830 Patent
Assigned to: Judge Joseph J. Farnan, Jr.
Cause: 35:271 Patent Infringement
Jurisdiction: Federal Question
Jury demand: Plaintiff

Parties and Attorneys

Plaintiff

Personalized User Model LLP

Attorneys and Firms

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Google Inc.

Attorneys and Firms

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Docket Proceedings

Reverse Proceedings

Req #	Filed	#	Docket Text
1	Jul. 16, 2009	1	COMPLAINT filed with Jury Demand against Google Inc. - Magistrate Consent Notice to Pltf. (Filing fee \$ 350, receipt number 03110000000000609568.) - filed by Personalized User Model LLP.

			(Attachments: # 1 Exhibits A and B, # 2 Civil Cover Sheet)(dzs,) (Entered: 07/17/2009)
2	Jul. 16, 2009	2	Notice, Consent and Referral forms re: U.S. Magistrate Judge jurisdiction (dzs,) (Entered: 07/17/2009)
3	Jul. 16, 2009	3	Disclosure Statement pursuant to Rule 7.1 filed by Personalized User Model LLP. (dzs,) (Entered: 07/17/2009)
4	Jul. 17, 2009		Summons Issued as to Google Inc. on 7/17/2009. (dzs,) (Entered: 07/17/2009)
5	Jul. 17, 2009	4	Report to the Commissioner of Patents and Trademarks for Patent/Trademark Number(s) 6,981,040 B1; 7,320,031 B2; (dzs,) (Entered: 07/17/2009)
6	Jul. 17, 2009	5	SUMMONS Returned Executed by Personalized User Model LLP. Google Inc. served on 7/17/2009, answer due 8/6/2009. (Louden, Karen) (Entered: 07/17/2009)
7	Jul. 22, 2009		Case assigned to Judge Joseph J. Farnan, Jr. Please include the initials of the Judge (JJF) after the case number on all documents filed. (rjb) (Entered: 07/22/2009)
8	Jul. 24, 2009	6	STIPULATION TO EXTEND TIME to move, answer, or otherwise respond to the Complaint to September 8, 2009 - filed by Google Inc.. (Horwitz, Richard) (Entered: 07/24/2009)
9	Jul. 28, 2009		SO ORDERED, re 6 STIPULATION TO EXTEND TIME to move, answer, or otherwise respond to the Complaint to September 8, 2009 filed by Google Inc., Set/Reset Answer Deadlines: Google Inc. answer due 9/8/2009.. Signed by Judge Joseph J. Farnan, Jr. on 7/28/2009. (nms) (Entered: 07/28/2009)
10	Aug. 05, 2009	7	MOTION for Pro Hac Vice Appearance of Attorney Marc S. Friedman, Jimmy M. Shin, Yar R. Chaikovsky, Jennifer D. Bennett - filed by Personalized User Model LLP. (Louden, Karen) (Entered: 08/05/2009)
11	Aug. 11, 2009		SO ORDERED, re 7 MOTION for Pro Hac Vice Appearance of Attorney Marc S. Friedman, Jimmy M. Shin, Yar R. Chaikovsky, Jennifer D. Bennett filed by Personalized User Model LLP. Signed by Judge Joseph J. Farnan, Jr. on 8/11/2009. (nms) (Entered: 08/11/2009)

Docket updated on Jul. 08, 2009 15:05:23

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**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:09-cv-00494-UNA**

Market America Inc. v. Google Inc. et al

Date Filed: Jul. 07, 2009
Nature of suit: 370 Fraud or Truth-In-Lending
Assigned to: Unassigned Judge
Cause: 28:1332 Diversity-Fraud
Jurisdiction: Diversity
Jury demand: Plaintiff

Parties and Attorneys**Plaintiff****Market America Inc.****Attorneys and Firms****Matthew F. Lintner***Morris James LLP*

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Defendant**Google Inc.****Defendant****LTech Consulting LLC****Docket Proceedings**

Reverse Proceedings

Req #	Filed	#	Docket Text
1	Jul. 07, 2009	1	COMPLAINT filed with Jury Demand against Google Inc., LTech Consulting LLC - Magistrate Consent Notice to Pltf. (Filing fee \$ 350, receipt number 0311000000000605892.) - filed by Market America Inc.. (Attachments: # 1 Civil Cover Sheet)(fms) (Entered: 07/08/2009)
2	Jul. 07, 2009	2	Notice, Consent and Referral forms re: U.S. Magistrate Judge jurisdiction (fms) (Entered: 07/08/2009)

3	Jul. 07, 2009	3	Disclosure Statement pursuant to Rule 7.1 filed by Market America Inc. identifying Corporate Parent Market America Worldwide Inc. for Market America Inc. (fms) (Entered: 07/08/2009)
4	Jul. 08, 2009		Summons Issued as to Google Inc. on 7/8/2009; LTech Consulting LLC on 7/8/2009. (fms) (Entered: 07/08/2009)

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Docket updated on May 22, 2009 15:11:51

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**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:09-mc-00017-JJF**

Google Inc. et al v. Egger et al

Date Filed: Feb. 11, 2009
Status: Closed
Nature of suit: 890 Other Statutory Actions
Assigned to: Judge Joseph J. Farnan, Jr.
Case in other court: USDC/ED/TX, 07cv511 CE
USDC/ND/CA, 08cv03172RMW
Cause: Motion to Compel
Date terminated: May 22, 2009
Jurisdiction: Federal Question

Parties and Attorneys

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L. Daniel Egger

Defendant

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Counter Claimant
SRA LLC

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Counter Claimant
Altitude Capital Partners LP

Attorneys and Firms
Michael Jason Barrie
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Docket Proceedings

Reverse Proceedings

Req #	Filed	#	Docket Text
1	Feb. 11, 2009	1	MOTION to Compel -Receipt # 155891 filed by Google Inc., AOL LLC, Yahoo! Inc., IAC Search & Media Inc., Lycos Inc.. (Attachments: # 1 Text of Proposed Order, # 2 Civil Cover Sheet) (els) (Entered: 02/12/2009)
2	Feb. 11, 2009	2	OPENING BRIEF in Support re 1 MOTION to Compel filed by Google Inc., AOL LLC, Yahoo! Inc., IAC Search & Media Inc., Lycos Inc.. (els) (Entered: 02/12/2009)
3	Feb. 11, 2009	3	Disclosure Statement pursuant to Rule 7.1 filed by Google Inc.. (els) (Entered: 02/12/2009)

4	Feb. 11, 2009	4	Disclosure Statement pursuant to Rule 7.1 filed by AOL LLC identifying Other Affiliate Time Warner Inc., Other Affiliate AOL Holdings LLC, Other Affiliate TW AOL Holdings Inc. for AOL LLC. (els) (Entered: 02/12/2009)
5	Feb. 11, 2009	5	Disclosure Statement pursuant to Rule 7.1 filed by Yahoo! Inc.. (els) (Entered: 02/12/2009)
6	Feb. 11, 2009	6	Disclosure Statement pursuant to Rule 7.1 filed by IAC Search & Media Inc. identifying Other Affiliate IAC/InterActive Corp for IAC Search & Media Inc.. (els) (Entered: 02/12/2009)
7	Feb. 11, 2009	7	Disclosure Statement pursuant to Rule 7.1 filed by Lycos Inc. identifying Other Affiliate Daum Communications Corporation for Lycos Inc.. (els) (Entered: 02/12/2009)
8	Feb. 11, 2009	8	DECLARATION OF GREGORY R. BOOKER re 1 MOTION to Compel by Google Inc., AOL LLC. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M, # 14 Exhibit N, # 15 Exhibit O, # 16 Exhibit P, # 17 Exhibit Q, # 18 Exhibit R, # 19 Exhibit S)(els) (Entered: 02/12/2009)
9	Feb. 12, 2009	9	MOTION for Pro Hac Vice Appearance of Attorney Claude M. Stern - filed by IAC Search & Media Inc., Lycos Inc.. (Gaza, Anne) (Entered: 02/12/2009)
10	Feb. 12, 2009	10	MOTION for Pro Hac Vice Appearance of Attorney Jennifer A. Kash - filed by IAC Search & Media Inc., Lycos Inc.. (Gaza, Anne) (Entered: 02/12/2009)
11	Feb. 13, 2009	11	MOTION for Pro Hac Vice Appearance of Attorney Richard S.J. Hung and Micahel A. Jacobs - filed by Yahoo! Inc.. (Noreika, Maryellen) (Entered: 02/13/2009)
12	Feb. 18, 2009		Case assigned to Judge Joseph J. Farnan, Jr. Please include the initials of the Judge (JJF) after the case number on all documents filed. (rjb) (Entered: 02/18/2009)
13	Feb. 20, 2009	12	MOTION for Pro Hac Vice Appearance of Attorney Lee L. Kaplan, Kristen L. McKeever, and Narasa R. Duvvuri - filed by Software Rights Archive LLC. (Attachments: # 1 Certificate of Service)(Barrie, Michael) (Entered: 02/20/2009)
14	Feb. 20, 2009	13	MOTION for Pro Hac Vice Appearance of Attorney Andrew W. Hayes - filed by Altitude Capital Partners LP. (Attachments: # 1 Certificate of Service)(Barrie, Michael) (Entered: 02/20/2009)
15	Feb. 23, 2009		SO ORDERED, re 9 MOTION for Pro Hac Vice Appearance of Attorney Claude M. Stern filed by Lycos Inc., IAC Search & Media Inc.. Signed by Judge Joseph J. Farnan, Jr. on 2/23/2009. (nms) (Entered: 02/24/2009)
16	Feb. 23, 2009		SO ORDERED, re 10 MOTION for Pro Hac Vice Appearance of Attorney Jennifer A. Kash filed by Lycos Inc., IAC Search & Media Inc.. Signed by Judge Joseph J. Farnan, Jr. on 2/23/2009. (nms) (Entered: 02/24/2009)
17	Feb. 23, 2009		SO ORDERED, re 11 MOTION for Pro Hac Vice Appearance of Attorney Richard S.J. Hung and Micahel A. Jacobs filed by Yahoo!

			Inc.. Signed by Judge Joseph J. Farnan, Jr. on 2/23/2009. (nms) (Entered: 02/24/2009)
18	Feb. 23, 2009		SO ORDERED, re 12 MOTION for Pro Hac Vice Appearance of Attorney Lee L. Kaplan, Kristen L. McKeever, and Narasa R. Duvvuri filed by Software Rights Archive LLC. Signed by Judge Joseph J. Farnan, Jr. on 2/23/2009. (nms) (Entered: 02/24/2009)
19	Feb. 23, 2009		SO ORDERED, re 13 MOTION for Pro Hac Vice Appearance of Attorney Andrew W. Hayes filed by Altitude Capital Partners LP. Signed by Judge Joseph J. Farnan, Jr. on 2/23/2009. (nms) (Entered: 02/24/2009)
20	Mar. 02, 2009	14	ANSWERING BRIEF in Opposition re 1 MOTION to Compel filed by SRA LLC.Reply Brief due date per Local Rules is 3/12/2009. (Attachments: # 1 Exhibit 1 - Part 1 of 2, # 2 Exhibit 1 Part 2 of 2, # 3 Exhibit 2)(Barrie, Michael) (Entered: 03/02/2009)
21	Mar. 02, 2009	15	EXHIBIT re 14 Answering Brief in Opposition (Exhibit 3) by SRA LLC. (Attachments: # 1 Exhibit 4, # 2 Exhibit 5, # 3 Text of Proposed Order)(Barrie, Michael) (Entered: 03/02/2009)
22	Mar. 02, 2009	16	Disclosure Statement pursuant to Rule 7.1 filed by Altitude Capital Partners LP. (Barrie, Michael) (Entered: 03/02/2009)
23	Mar. 02, 2009	17	ANSWERING BRIEF in Opposition re 1 MOTION to Compel filed by Altitude Capital Partners LP.Reply Brief due date per Local Rules is 3/12/2009. (Attachments: # 1 Text of Proposed Order)(Barrie, Michael) (Entered: 03/02/2009)
24	Mar. 04, 2009	18	MOTION for Pro Hac Vice Appearance of Attorney Thomas B. Walsh, IV, Juanita Brooks, and Ramon K. Tabtiang - filed by Google Inc.. (Booker, Gregory) (Entered: 03/04/2009)
25	Mar. 06, 2009	19	Disclosure Statement pursuant to Rule 7.1 filed by SRA LLC. (Barrie, Michael) (Entered: 03/06/2009)
26	Mar. 06, 2009		SO ORDERED, re 18 MOTION for Pro Hac Vice Appearance of Attorney Thomas B. Walsh, IV, Juanita Brooks, and Ramon K. Tabtiang filed by Google Inc.. Signed by Judge Joseph J. Farnan, Jr. on 3/6/2009. (nms) (Entered: 03/09/2009)
27	Mar. 12, 2009	20	REQUEST for Oral Argument by IAC Search & Media Inc. re 1 MOTION to Compel. (Gaza, Anne) (Entered: 03/12/2009)
28	Mar. 12, 2009	21	REPLY BRIEF re 1 MOTION to Compel filed by IAC Search & Media Inc.. (Gaza, Anne) Modified on 3/13/2009 (nms). (Entered: 03/12/2009)
29	Mar. 12, 2009	22	DECLARATION re 21 Reply Brief in further support of 1 MOTION to Compel by IAC Search & Media Inc.. (Attachments: # 1 Exhibit T)(Gaza, Anne) Modified on 3/13/2009 (nms). (Entered: 03/12/2009)
30	Mar. 16, 2009	23	OPPOSITION to 20 Request for Oral Argument for Motion to Compel. (Attachments: # 1 Certificate of Service, # 2 Service List) (Barrie, Michael) Modified on 3/17/2009 (nms). (Entered: 03/16/2009)
31	Mar. 16, 2009	24	JOINDER by Altitude Capital Partners LP, joining in 23 Objections of SRA, LLC to Movants Request for Oral Argument for Motion to Compel. (Attachments: # 1 Certificate of Service, # 2

32	May 01, 2009	25	Service List)(Barrie, Michael) (Entered: 03/16/2009) NOTICE of Development in Related Cases by Altitude Capital Partners LP (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Certificate of Service, # 4 Service List)(Barrie, Michael) (Entered: 05/01/2009)
33	May 05, 2009	26	NOTICE of Recent Decision by IAC Search & Media Inc. (Attachments: # 1 Exhibit 1)(Gaza, Anne) (Entered: 05/05/2009)
34	May 08, 2009	27	NOTICE of Response to Plaintiffs May 5, 2009 Notice of Recent Decision by Altitude Capital Partners LP re 26 Notice (Other) (Attachments: # 1 Certificate of Service, # 2 Service List)(Barrie, Michael) (Entered: 05/08/2009)
35	May 22, 2009	28	OPINION granting Movant's Motion to Compel D.I. 1 . Signed by Judge Joseph J. Farnan, Jr. on 5/21/2009. (dlk) (Entered: 05/22/2009)
36	May 22, 2009	29	ORDER granting 1 Motion to Compel re: Opinion D.I. 28 . Signed by Judge Joseph J. Farnan, Jr. on 5/21/2009. (dlk) (Entered: 05/22/2009)
37	May 22, 2009		CASE CLOSED per D.I. 28 & 29 (dlk) (Entered: 05/22/2009)

Docket updated on Feb. 28, 2007 18:19:25

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**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:06-cv-00319-JJF**

Langdon v. Google Inc. et al

Date Filed: May 17, 2006
Status: open
Nature of suit: 440 Civil Rights: Other
Demand: \$1,166,000
Assigned to: Honorable Joseph J. Farnan, Jr.
Cause: 42:1983 Civil Rights Act
Jurisdiction: Federal Question
Jury demand: Plaintiff

Parties and Attorneys

Plaintiff

Christopher Langdon

Attorneys and Firms

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Defendant

Google Inc.
 doing business as: **Delaware Google Inc.**

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Defendant

Yahoo! Inc.

TERMINATED: 02/20/2007

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Defendant

Time-Warner Companies Inc.

TERMINATED: 09/19/2006

Defendant

Micro-Soft Corporation

TERMINATED: 02/20/2007

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Defendant

AOL LLC

TERMINATED: 09/19/2006

Attorneys and Firms

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Gary William Lipkin

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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Docket ProceedingsReverse Proceedings

Req #	Filed	#	Docket Text
<u>1</u>	May 17, 2006	1	COMPLAINT filed pursuant to 42:1983 with Jury Demand against Google Inc., Yahoo! Inc., Time-Warner Companies Inc., Micro-Soft Corporation (Filing fee \$ 350, receipt number 143490.) - filed by Christopher Langdon. (Attachments: # 1 Civil Cover Sheet # 2 Appendix I# 3 Appendix II# 4 Appendix III# 5 Appendix IV) (bad,) (Entered: 05/18/2006)
<u>2</u>	May 17, 2006		No Summons Issued (bad,) (Entered: 05/18/2006)
<u>3</u>	May 17, 2006	2	Notice of Availability of a U.S. Magistrate Judge to Exercise Jurisdiction (bad,) (Entered: 05/18/2006)
<u>4</u>	May 17, 2006		Remark: Rule 4 mailed to plaintiff. (bad,) (Entered: 05/18/2006)
<u>5</u>	May 24, 2006		Case assigned to Judge Joseph J. Farnan, Jr. Please include the initials of the Judge (JJF) after the case number on all documents filed. (rjb,) (Entered: 05/24/2006)
<u>6</u>	May 30, 2006	3	ACKNOWLEDGEMENT OF RECEIPT for F.R. Civ.P. 4. Acknowledgement filed by Christopher Langdon. (afb,) (Entered: 05/31/2006)
<u>7</u>	Jun. 05, 2006	4	WAIVER OF SERVICE returned executed by Christopher Langdon: For Micro-Soft Corporation waiver sent on 6/1/2006, answer due 7/31/2006. (afb,) (Entered: 06/06/2006)
<u>8</u>	Jun. 05, 2006	5	WAIVER OF SERVICE returned executed by Christopher Langdon: For Time-Warner Companies Inc. waiver sent on 6/1/2006, answer due 7/31/2006. (afb,) (Entered: 06/06/2006)
<u>9</u>	Jun. 05, 2006	6	WAIVER OF SERVICE returned executed by Christopher Langdon: For Yahoo! Inc. waiver sent on 6/1/2006, answer due 7/31/2006. (afb,) (Entered: 06/06/2006)
<u>10</u>	Jun. 05, 2006	7	WAIVER OF SERVICE returned executed by Christopher Langdon: For Google Inc. waiver sent on 6/1/2006, answer due 7/31/2006. (afb,) (Entered: 06/06/2006)
<u>11</u>	Jun. 05, 2006	8	Letter to the Clerk of the Court from Chris Langdon regarding enclosed waivers of service (D.I. 4 thru 7). (afb,) (Entered: 06/06/2006)
<u>12</u>	Jul. 24, 2006	9	NOTICE of Appearance by Kurt Michael Heyman on behalf of Google Inc. (Heyman, Kurt) (Entered: 07/24/2006)
<u>13</u>	Jul. 24, 2006	10	First MOTION to Dismiss for Failure to State a Claim - filed by Google Inc.. (Attachments: # 1 Text of Proposed Order # 2 Certificate of Service)(Heyman, Kurt) (Entered: 07/24/2006)
<u>14</u>	Jul. 24, 2006	11	OPENING BRIEF in Support re 10 First MOTION to Dismiss for Failure to State a Claim filed by Google Inc..Answering Brief/Response due date per Local Rules is 8/7/2006. (Heyman, Kurt) (Entered: 07/24/2006)
<u>15</u>	Jul. 24, 2006	12	DECLARATION re 10 First MOTION to Dismiss for Failure to State a Claim of David DiNucci by Google Inc.. (Attachments: # 1 Exhibit A# 2 Certificate of Service)(Heyman, Kurt) (Entered: 07/24/2006)

16	Jul. 24, 2006	13	Disclosure Statement pursuant to Rule 7.1 filed by Google Inc.. (Heyman, Kurt) (Entered: 07/24/2006)
17	Jul. 24, 2006	14	MOTION for Pro Hac Vice Appearance of Attorney David H. Kramer - filed by Google Inc.. (Attachments: # 1 Certification# 2 Certificate of Service)(Heyman, Kurt) (Entered: 07/24/2006)
18	Jul. 24, 2006	15	MOTION for Pro Hac Vice Appearance of Attorney Bart E. Volkmer - filed by Google Inc.. (Attachments: # 1 Certification# 2 Certificate of Service)(Heyman, Kurt) (Entered: 07/24/2006)
19	Jul. 24, 2006	16	MOTION for Pro Hac Vice Appearance of Attorney Tonia Ouellette Klausner - filed by Google Inc.. (Attachments: # 1 Certification# 2 Certificate of Service)(Heyman, Kurt) (Entered: 07/24/2006)
20	Jul. 24, 2006	17	MOTION for Pro Hac Vice Appearance of Attorney Colleen Bal - filed by Google Inc.. (Attachments: # 1 Certification# 2 Certificate of Service)(Heyman, Kurt) (Entered: 07/24/2006)
21	Jul. 24, 2006	18	MOTION to Dismiss for Failure to State a Claim - filed by Yahoo! Inc.. (Lipkin, Gary) (Entered: 07/24/2006)
22	Jul. 24, 2006	19	OPENING BRIEF in Support re 18 MOTION to Dismiss for Failure to State a Claim filed by Yahoo! Inc.. Answering Brief/Response due date per Local Rules is 8/7/2006. (Lipkin, Gary) (Entered: 07/24/2006)
23	Jul. 24, 2006	20	MOTION to Dismiss for Failure to State a Claim Under Rule 12(b)(6) - filed by AOL LLC, Micro-Soft Corporation. (Lipkin, Gary) (Entered: 07/24/2006)
24	Jul. 24, 2006	21	OPENING BRIEF in Support re 20 MOTION to Dismiss for Failure to State a Claim Under Rule 12(b)(6) filed by AOL LLC, Micro-Soft Corporation. Answering Brief/Response due date per Local Rules is 8/7/2006. (Lipkin, Gary) (Entered: 07/24/2006)
25	Jul. 24, 2006	22	Disclosure Statement pursuant to Rule 7.1 filed by AOL LLC identifying AOL Holdings LLC as Corporate Parent. (Lipkin, Gary) (Entered: 07/24/2006)
26	Jul. 24, 2006	23	Disclosure Statement pursuant to Rule 7.1 filed by Micro-Soft Corporation. (Lipkin, Gary) (Entered: 07/24/2006)
27	Jul. 25, 2006		SO ORDERED, re 17 MOTION for Pro Hac Vice Appearance of Attorney Colleen Bal filed by Google Inc., . Signed by Judge Joseph J. Farnan, Jr. on 7/25/06. (dab,) (Entered: 07/25/2006)
28	Jul. 25, 2006		SO ORDERED, re 16 MOTION for Pro Hac Vice Appearance of Attorney Tonia Ouellette Klausner filed by Google Inc., . Signed by Judge Joseph J. Farnan, Jr. on 7/25/06. (dab,) (Entered: 07/25/2006)
29	Jul. 25, 2006		SO ORDERED, re 14 MOTION for Pro Hac Vice Appearance of Attorney David H. Kramer filed by Google Inc., . Signed by Judge Joseph J. Farnan, Jr. on 7/25/06. (dab,) (Entered: 07/25/2006)
30	Jul. 25, 2006		SO ORDERED, re 15 MOTION for Pro Hac Vice Appearance of Attorney Bart E. Volkmer filed by Google Inc., . Signed by Judge Joseph J. Farnan, Jr. on 7/25/06. (dab,) (Entered: 07/25/2006)
31	Aug. 01, 2006	24	MOTION for Extension of Time to File Response/Reply as to 10 First MOTION to Dismiss for Failure to State a Claim, and

			MOTION to Amend/Correct Complaint - filed by Christopher Langdon. (Attachments: # 1 Certificate of Service)(dab,) (Entered: 08/01/2006)
32	Aug. 01, 2006	25	MOTION for Default Entry and Default Judgment as to Time-Warner Companies Inc. - filed by Christopher Langdon. (Attachments: # 1 Certificate of Service)(dab,) (Entered: 08/01/2006)
33	Aug. 01, 2006		DEFICIENCY NOTICE by the Court issued to Christopher Langdon re 24 MOTION for Extension of Time to File Response/Reply as to 10 First MOTION to Dismiss for Failure to State a Claim MOTION to Amend/Correct, 25 MOTION for Default Judgment as to Time-Warner Companies Inc. (no service on local counsel for Dfts Yahoo! Inc., Micro-Soft Corp and AOL LLC) (dab,) (Entered: 08/01/2006)
34	Aug. 07, 2006	26	Second Certificate of Attempt to Confer on Pltf's Motion for Extension of Time by Christopher Langdon re 24 MOTION for Extension of Time to File Response/Reply as to 10 First MOTION to Dismiss for Failure to State a Claim MOTION to Amend/Correct, 25 MOTION for Default Judgment as to Time-Warner Companies Inc. (dab,) (Entered: 08/07/2006)
35	Aug. 07, 2006	27	Addendum to Pltf's Second Certificate of Attempt by Christopher Langdon re 26 Second Certificate of Attempt to confer on Pltf's Motion for an Extension of Time (dab,) (Entered: 08/07/2006)
36	Aug. 07, 2006		DEFICIENCY NOTICE by the Court issued to Christopher Langdon re 27 Addendum to Pltf's Second Certificate of Attempt to Confer on Pltf's Motion for an Extension of Time. (no cert of service) (dab,) (Entered: 08/07/2006)
37	Aug. 07, 2006	28	MOTION for Default Entry and Default Judgment as to Micro-Soft Corporation - filed by Christopher Langdon. (dab,) (Entered: 08/07/2006)
38	Aug. 07, 2006	29	Affidavit in Support re 28 MOTION for Default Judgment as to Micro-Soft Corporation, 24 MOTION for Extension of Time to File Response/Reply as to 10 First MOTION to Dismiss for Failure to State a Claim MOTION to Amend/Correct and Affidavit regarding the Mis-Conduct of Attorneys Greg McCurdy, Christopher Wolf and Daniel Folt filed by Christopher Langdon. Answering Brief/Response due date per Local Rules is 8/21/2006. (dab,) (Entered: 08/07/2006)
39	Aug. 07, 2006	30	MOTION to Strike MicroSoft's 20 MOTION to Dismiss for Failure to State a Claim Under Rule 12(b)(6) - filed by Christopher Langdon. (dab,) (Entered: 08/07/2006)
40	Aug. 07, 2006	31	MOTION to Strike AOL's 20 MOTION to Dismiss for Failure to State a Claim Under Rule 12(b)(6) - filed by Christopher Langdon. (dab,) (Entered: 08/07/2006)
41	Aug. 07, 2006	32	MOTION to Strike Yahoo's 18 MOTION to Dismiss for Failure to State a Claim - filed by Christopher Langdon. (dab,) (Entered: 08/07/2006)
42	Aug. 14, 2006	33	CERTIFICATE OF SERVICE of Addendum to 2nd Certificate of Attempt to Confer by Christopher Langdon re 27 (maw,) (Entered: 08/14/2006)

- 08/14/2006)
- 43 Aug. 15, 2006 34 ANSWERING BRIEF in Opposition re 28 MOTION for Default Judgment as to Micro-Soft Corporation, 30 MOTION to Strike 20 MOTION to Dismiss for Failure to State a Claim Under Rule 12(b)(6), 25 MOTION for Default Judgment as to Time-Warner Companies Inc., 31 MOTION to Strike 20 MOTION to Dismiss for Failure to State a Claim Under Rule 12(b)(6), 32 MOTION to Strike 18 MOTION to Dismiss for Failure to State a Claim filed by Yahoo! Inc., AOL LLC, Time-Warner Companies Inc., Micro-Soft Corporation. Reply Brief due date per Local Rules is 8/22/2006. (Attachments: # 1 Certificate of Service# 2 Exhibit Exhibit A# 3 Exhibit Exhibit B# 4 Exhibit Exhibit C)(Neiderman, Matt) (Entered: 08/15/2006)
- 44 Aug. 17, 2006 35 MOTION for Extension of Time until 8/30/06 to file Response/Reply as to 34 Answering Brief in Opposition, and file a memorandum of law, a second affidavit and a second Motion to Strike re 28 MOTION for Default Judgment as to Micro-Soft Corporation, 25 MOTION for Default Judgment as to Time-Warner Companies Inc. - filed by Christopher Langdon. (dab,) (Entered: 08/17/2006)
- 45 Aug. 18, 2006 36 Disclosure Statement pursuant to Rule 7.1 filed by Yahoo! Inc.. (Lipkin, Gary) (Entered: 08/18/2006)
- 46 Aug. 21, 2006 37 RESPONSE to Motion re 35 MOTION for Extension of Time to File Response/Reply as to 28 MOTION for Default Judgment as to Micro-Soft Corporation, 34 Answering Brief in Opposition, 25 MOTION for Default Judgment as to Time-Warner Companies Inc. filed by Yahoo! Inc., AOL LLC, Micro-Soft Corporation. (Attachments: # 1 Certificate of Service)(Lipkin, Gary) Modified on 8/22/2006 (dab,). (Entered: 08/21/2006)
- 47 Aug. 22, 2006 CORRECTING ENTRY: clerk removed duplicate docket text from DI #37 (dab,) (Entered: 08/22/2006)
- 48 Aug. 24, 2006 38 ORDER granting to the extent that Pltf wants to reply to Dfts consolidated opposition to Pltf's Motions for Default and Motions to Strike and denied to the extent that Pltf seeks to file other Documents. re 35 MOTION for Extension of Time to MOTION for Extension of Time to File Response/Reply as to 28 MOTION for Default Judgment as to Micro-Soft Corporation, 34 Answering Brief in Opposition,, 25 MOTION for Default Judgment as to Time-Warner Companies Inc. MOTION for Extension of Time to File Response/Reply as to 28 MOTION for Default Judgment as to Micro-Soft Corporation 34 Answering Brief in Opposition, 25 MOTION for Default Judgment as to Time-Warner Companies Inc. filed by Christopher Langdon, and granting 24 MOTION for Extension of Time to File Response/Reply as to 10 First MOTION to Dismiss for Failure to State a Claim MOTION to Amend/Correct filed by Christopher Langdon. Pltf shall file any Amended Complaint no later than 9/20/06. Set Briefing Schedule: Setting Deadlines: Answering Briefs due 9/18/2006. Reply Briefs due 9/11/2006.. Signed by Judge Joseph J. Farnan, Jr. on 8/24/06. (dab,) (Entered: 08/24/2006)

49	Aug. 24, 2006		Set/Reset Deadlines: Amended Pleadings due by 9/20/2006. (dab,) (Entered: 08/25/2006)
50	Sep. 12, 2006	39	PLAINTIFF'S RESPONSE TO CONSOLIDATED OPPOSITION TO 28 MOTION for Default Judgment as to Micro-Soft Corporation, 31 MOTION to Strike 20 MOTION to Dismiss for Failure to State a Claim Under Rule 12(b)(6), 32 MOTION to Strike 18 MOTION to Dismiss for Failure to State a Claim, 30 MOTION to Strike 20 MOTION to Dismiss for Failure to State a Claim Under Rule 12(b)(6), 25 MOTION for Default Judgment as to Time-Warner Companies Inc. - filed by Christopher Langdon. (maw,) (Entered: 09/12/2006)
51	Sep. 12, 2006	40	NOTICE of Appearance by Daniel V. Folt on behalf of Yahoo! Inc., AOL LLC, Micro-Soft Corporation (Folt, Daniel) (Entered: 09/12/2006)
52	Sep. 19, 2006	41	ANSWERING BRIEF in Opposition re 10 First MOTION to Dismiss for Failure to State a Claim filed by Christopher Langdon.Reply Brief due date per Local Rules is 9/26/2006. (dab,) (Entered: 09/19/2006)
53	Sep. 19, 2006	42	ANSWERING BRIEF in Opposition re 20 MOTION to Dismiss for Failure to State a Claim Under Rule 12(b)(6) filed by Christopher Langdon.Reply Brief due date per Local Rules is 9/26/2006. (dab,) (Entered: 09/19/2006)
54	Sep. 19, 2006	43	NOTICE of Voluntary Dismissal in part without Prejudice by Christopher Langdon as to Time Warner Inc and its subsidiary AOL. Any and all claims against the remaining defendants for violations of: the Commerce Clause; any anti-trust laws, state or federal; and any violations of the Communications Act. (dab,) (Entered: 09/19/2006)
55	Sep. 21, 2006	44	AMENDED COMPLAINT with jury demand against Google Inc., Yahoo! Inc., Micro-Soft Corporation- filed by Christopher Langdon.(maw,) (Entered: 09/21/2006)
56	Sep. 22, 2006	45	Stipulated Scheduling Order Regarding Response to Amended Complaint - filed by Google Inc.. (Heyman, Kurt) Modified on 9/25/2006 (dab,). (Entered: 09/22/2006)
57	Sep. 25, 2006	46	REPLY to Response to Motion re 18 MOTION to Dismiss for Failure to State a Claim, 20 MOTION to Dismiss for Failure to State a Claim Under Rule 12(b)(6) filed by Yahoo! Inc., Micro-Soft Corporation. (Lipkin, Gary) (Entered: 09/25/2006)
58	Sep. 26, 2006	47	MOTION for Extension of Time to File Response/Reply as to 44 Amended Complaint - filed by Yahoo! Inc., Micro-Soft Corporation. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Text of Proposed Order)(Lipkin, Gary) (Entered: 09/26/2006)
59	Sep. 26, 2006		SO ORDERED, re 45 MOTION for Scheduling Order Regarding Response to Amended Complaint filed by Google Inc., Set/Reset Answer Deadlines: Google Inc. answer due 10/16/2006. Any Motion to Dismiss shall be accompanied by an opening brief. Plt's answering brief to any Motion to Dismiss shall be filed by 11/6/06 and Dft Google Inc's reply brief shall be filed by 11/20/06.. Signed by Judge Joseph J. Farnan, Jr. on 9/26/06. (dab,) (Entered: 09/26/2006)

09/27/2006)

60 Sep. 28, 2006 48 Corrections to 44 Amended Complaint filed by Pltf Christopher Langdon. (dab,) (Entered: 09/28/2006)

61 Sep. 28, 2006 49 SECOND AFFIDAVIT RE Microsoft's Fraud filed by Christopher Langdon. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D# 5 Exhibit E# 6 Exhibit F# 7 Exhibit G# 8 Certificate of Service)(dab,) (Entered: 09/28/2006)

62 Sep. 28, 2006 50 ORDER granting 47 Motion for Extension of Time to File Response/Reply re as to 44 Amended Complaint. Responses due by 10/16/2006. Pltf's answering brief in opposition to any motions to dismiss shall be filed on or before 11/6/06. Dft Yahoo! and Microsoft Corp's reply brief in support of their motions to dismiss shall be filed on or before 11/20/06.. Signed by Judge Joseph J. Farnan, Jr. on 9/28/06. (dab,) (Entered: 09/28/2006)

63 Sep. 28, 2006 Set Briefing Schedule: Re Motions to Dismiss Answering Brief due 11/6/2006.Reply Brief due 11/20/2006. (dab,) (Entered: 09/28/2006)

64 Oct. 16, 2006 51 MOTION to Dismiss for Failure to State a Claim in the Amended Complaint - filed by Google Inc.. (Attachments: # 1 Text of Proposed Order Proposed Order# 2 Affidavit Certificate of Service)(Heyman, Kurt) (Entered: 10/16/2006)

65 Oct. 16, 2006 52 DECLARATION re 51 MOTION to Dismiss for Failure to State a Claim in the Amended Complaint of David DiNucci by Google Inc.. (Attachments: # 1 Exhibit A# 2 Affidavit Certificate of Service)(Heyman, Kurt) (Entered: 10/16/2006)

66 Oct. 16, 2006 53 OPENING BRIEF in Support re 51 MOTION to Dismiss for Failure to State a Claim in the Amended Complaint filed by Google Inc..Answering Brief/Response due date per Local Rules is 10/30/2006. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D# 5 Exhibit E# 6 Exhibit F# 7 Exhibit G)(Heyman, Kurt) (Entered: 10/16/2006)

67 Oct. 16, 2006 54 MOTION to Dismiss for Failure to State a Claim (Motion to Dismiss the Amended Complaint) - filed by Yahoo! Inc.. (Lipkin, Gary) (Entered: 10/16/2006)

68 Oct. 16, 2006 55 OPENING BRIEF in Support re 54 MOTION to Dismiss for Failure to State a Claim (Motion to Dismiss the Amended Complaint) filed by Yahoo! Inc..Answering Brief/Response due date per Local Rules is 10/30/2006. (Lipkin, Gary) (Entered: 10/16/2006)

69 Oct. 16, 2006 56 MOTION to Dismiss for Failure to State a Claim (Motion to Dismiss Amended Complaint) - filed by Micro-Soft Corporation. (Neiderman, Matt) (Entered: 10/16/2006)

70 Oct. 16, 2006 57 OPENING BRIEF in Support re 56 MOTION to Dismiss for Failure to State a Claim (Motion to Dismiss Amended Complaint) filed by Micro-Soft Corporation.Answering Brief/Response due date per Local Rules is 10/30/2006. (Attachments: # 1 Exhibit 1) (Neiderman, Matt) (Entered: 10/16/2006)

71 Oct. 16, 2006 58 Compendium of Unreported Decisions re 57 Opening Brief in Support, Of Motion To Dismiss Plaintiff's Amended Complaint by

72	Oct. 17, 2006	59	Micro-Soft Corporation. (Neiderman, Matt) (Entered: 10/16/2006) JOINDER by Google Inc., joining in 55 Opening Brief in Support, 57 Opening Brief in Support,, 56 MOTION to Dismiss for Failure to State a Claim (Motion to Dismiss Amended Complaint), 51 MOTION to Dismiss for Failure to State a Claim in the Amended Complaint, 54 MOTION to Dismiss for Failure to State a Claim (Motion to Dismiss the Amended Complaint), 53 Opening Brief in Support,. (Heyman, Kurt) (Entered: 10/17/2006)
73	Oct. 27, 2006	60	STIPULATION TO EXTEND TIME "for all parties for pleading" to 15 day extension - filed by Christopher Langdon; See DI 24 and DI 35 for prior extensions. (bkb,) (Entered: 10/27/2006)
74	Nov. 01, 2006		SO ORDERED, re 60 STIPULATION TO EXTEND TIME "for all parties for pleading" to 15 day extension filed by Christopher Langdon. Set Briefing Schedule: Answering Brief re Motions to Dismiss due 11/21/2006. Reply Brief due 12/5/2006 Signed by Judge Joseph J. Farnan, Jr. on 11/1/2006. (maw,) (Entered: 11/01/2006)
75	Nov. 01, 2006		Set Briefing Schedule re Motions to Dismiss: Answering Brief due 11/21/2006.Reply Brief due 12/5/2006. (maw,) (Entered: 11/01/2006)
76	Nov. 22, 2006	61	ANSWERING BRIEF in Opposition re 56 MOTION to Dismiss for Failure to State a Claim (Motion to Dismiss Amended Complaint), 54 MOTION to Dismiss for Failure to State a Claim (Motion to Dismiss the Amended Complaint) filed by Christopher Langdon.Reply Brief due date is 12/5/2006. (dab) (Entered: 11/22/2006)
77	Nov. 28, 2006	62	STIPULATION TO EXTEND TIME of Reply Briefs in support of Defendants' Motions to Dismiss the Amended Complaint to December 22, 2006 - filed by Google Inc.. (Heyman, Kurt) (Entered: 11/28/2006)
78	Nov. 30, 2006		SO ORDERED, re 62 STIPULATION TO EXTEND TIME of Reply Briefs in support of Defendants' Motions to Dismiss the Amended Complaint to December 22, 2006, filed by Google Inc., Set Briefing Schedule: Reply Brief due 12/22/2006 for 51, 54 and 56. Signed by Judge Joseph J. Farnan, Jr. on 11/30/2006. (maw) (Entered: 11/30/2006)
79	Dec. 22, 2006	63	REPLY BRIEF re 51 MOTION to Dismiss for Failure to State a Claim in the Amended Complaint filed by Google Inc.. (Attachments: # 1 Exhibit Exhibit A# 2 Exhibit Exhibit B# 3 Exhibit Exhibit C)(Enerio, Patricia) (Entered: 12/22/2006)
80	Dec. 22, 2006	64	REPLY BRIEF re 54 MOTION to Dismiss for Failure to State a Claim (Motion to Dismiss the Amended Complaint) filed by Yahoo! Inc.. (Lipkin, Gary) (Entered: 12/22/2006)
81	Dec. 22, 2006	65	REPLY BRIEF re 56 MOTION to Dismiss for Failure to State a Claim (Motion to Dismiss Amended Complaint) filed by Micro-Soft Corporation. (Lipkin, Gary) (Entered: 12/22/2006)
82	Feb. 20, 2007	66	AFFIDAVIT of Christopher Langdon regarding new information filed by Christopher Langdon. (lec) (Entered: 02/21/2007)
83	Feb. 20, 2007	67	MEMORANDUM OPINION. Signed by Judge Joseph J. Farnan,

			Jr. on 2/20/2007. (lec) (Entered: 02/21/2007)
84	Feb. 20, 2007	68	ORDER DENYING AS MOOT D.I. # 10Google Inc.'s First Motion to Dismiss; DENYING AS MOOT D.I. # 18Yahoo! Inc.'s Motion to Dismiss; DENYING AS MOOT D.I. #20 Microsoft Corp.'s Motion to Dismiss; DENYING AS MOOT D.I. # 25 Pltff's Motion for Default Entry and Default Judgment against Time Warner, Inc. and AOL; DENYING D.I. # 25 Pltff's Motion for Default Entry and Default Judgment against Yahoo! Inc.; DENYING D.I. # 28 Pltff's Motion for Default Entry and Default Judgment Against Microsoft; DENYING AS MOOT D.I. # 30 Pltff's Motion To Strike ; DENYING AS MOOT D.I. # 31 Pltff's Motion To Strike ; DENYING AS MOOT D.I. # 32 Pltff's Motion To Strike; DENYING AND GRANTING IN PART D.I. # 51 Google Inc.'s Motion to Dismiss; GRANTING D.I. # 54 Yahoo! Inc.'s Motion To Dismiss; GRANTING D.I. # 56 Microsoft Corp.'s Motion To Dismiss (See Order for Details). Signed by Judge Joseph J. Farnan, Jr. on 2/20/2007. (lec) (Entered: 02/21/2007)
85	Feb. 27, 2007	69	SCHEDULING ORDER: Discovery due by 5/31/2007.,Dispositive Motions due by 6/18/2007.,Pretrial Conference set for 9/6/2007 at 12:30 PM in Courtroom 4B before Honorable Joseph J. Farnan, Jr. Trial will be scheduled at the Pretrial Conference. Signed by Judge Joseph J. Farnan, Jr. on 2/27/2007. (lec) (Entered: 02/27/2007)
86	Feb. 27, 2007	70	MOTION for Reconsideration re 68 Order on Motion for Default Judgment, Order on Motion to Strike, Order on Motion to Dismiss/Failure to State Claim, 67 Memorandum Opinion - filed by Google Inc. (Attachments: # 1 Text of Proposed Order Proposed Order)(Enerio, Patricia) (Entered: 02/27/2007)
87	Feb. 27, 2007	71	MEMORANDUM in Support re 70 MOTION for Reconsideration re 68 Order on Motion for Default Judgment, Order on Motion to Strike, Order on Motion to Dismiss/Failure to State Claim, 67 Memorandum Opinion MOTION for Reconsideration re 68 Order on Motion for Default Judgment, Order on Motion to Strike, Order on Motion to Dismiss/Failure to State Claim, 67 Memorandum Opinion filed by Google Inc. Answering Brief/Response due date per Local Rules is 3/16/2007. (Attachments: # 1 Exhibit Exhibit A) (Enerio, Patricia) (Entered: 02/27/2007)
88	Feb. 28, 2007	72	MOTION for Extension of Time to file a Motion to Reconsider re D.I. 67 Memorandum. - filed by Christopher Langdon. (lec) (Entered: 02/28/2007)
89	Feb. 28, 2007	73	RESPONSE to Motion re 72 MOTION for Extension of Time to File for Reargument filed by Yahoo! Inc., Micro-Soft Corporation. (Lipkin, Gary) (Entered: 02/28/2007)

EXHIBIT 4

U.S. DISTRICT COURT - JUDICIAL CASELOAD PROFILE

				12-MONTH PERIOD ENDING SEPTEMBER 30								
DELAWARE				2008	2007	2006	2005	2004	2003	Numerical Standing		
OVERALL CASELOAD STATISTICS	Filings*			1,206	1,065	1,077	1,190	1,797	1,362	U.S.	Circuit	
	Terminations			1,222	975	1,419	1,448	1,516	1,507			
	Pending			1,482	1,511	1,501	1,853	2,085	1,836			
	% Change in Total Filings	Over Last Year			13.2						8	2
		Over Earlier Years				12.0	1.3	-32.9	-11.5		60	5
Number of Judgeships				4	4	4	4	4	4			
Vacant Judgeship Months**				12.0	9.5	.0	.0	.0	1.9			
ACTIONS PER JUDGESHIP	FILINGS	Total		302	267	270	298	449	340	78	5	
		Civil		246	218	233	264	414	306	65	5	
		Criminal Felony		47	38	30	28	29	25	74	4	
		Supervised Release Hearings**		9	11	7	6	6	9	84	4	
	Pending Cases			371	378	375	463	521	459	49	5	
	Weighted Filings**			443	379	367	422	534	424	44	3	
	Terminations			306	244	355	362	379	377	76	5	
	Trials Completed			26	21	15	20	19	23	25	3	
MEDIAN TIMES (months)	From Filing to Disposition	Criminal Felony		8.6	8.5	9.3	9.4	9.1	8.3	45	1	
		Civil**		11.2	12.5	16.8	10.9	14.0	11.2	80	5	
	From Filing to Trial** (Civil Only)			25.0	27.0	26.0	23.5	26.0	24.0	40	1	
OTHER	Civil Cases Over 3 Years Old**	Number		175	108	142	156	65	66			
		Percentage		13.8	8.2	10.6	9.1	3.4	3.9	85	5	
	Average Number of Felony Defendants Filed Per Case			1.1	1.1	1.2	1.2	1.2	1.3			
	Jurors	Avg. Present for Jury Selection		46.03	41.56	39.60	39.82	38.50	34.98			
		Percent Not Selected or Challenged		28.8	31.7	24.1	22.8	20.9	24.0			

2008 CIVIL AND CRIMINAL FELONY FILINGS BY NATURE OF SUIT AND OFFENSE													
Type of	TOTAL	A	B	C	D	E	F	G	H	I	J	K	L
Civil	984	38	8	260	12	3	24	95	50	214	117	22	141
Criminal*	186	3	30	24	66	33	3	13	7	3	-	1	3

* Filings in the "Overall Caseload Statistics" section include criminal transfers, while filings "By Nature of Offense" do not.

** See ["Explanation of Selected Terms."](#)

EXHIBIT 5

U.S. DISTRICT COURT - JUDICIAL CASELOAD PROFILE

				12-MONTH PERIOD ENDING SEPTEMBER 30								
CALIFORNIA NORTHERN				2008	2007	2006	2005	2004	2003	Numerical Standing		
OVERALL CASELOAD STATISTICS	Filings*			7,295	7,970	8,683	6,362	6,727	6,919	U.S.	Circuit	
	Terminations			7,402	6,777	6,983	6,966	6,471	7,094			
	Pending			8,882	9,005	8,157	6,557	7,267	7,567			
	% Change in Total Filings	Over Last Year				-8.5					78	12
		Over Earlier Years					-16.0	14.7	8.4	5.4	20	1
Number of Judgeships				14	14	14	14	14	14			
Vacant Judgeship Months**				5.9	.0	.0	.0	.0	3.1			
ACTIONS PER JUDGESHIP	FILINGS	Total		521	569	620	455	480	494	22	6	
		Civil		441	505	558	390	413	424	10	2	
		Criminal Felony		42	33	37	39	44	47	78	14	
		Supervised Release Hearings**		38	31	25	26	23	23	19	8	
	Pending Cases			634	643	583	468	519	541	10	2	
	Weighted Filings**			592	624	621	543	581	631	10	3	
	Terminations			529	484	499	498	462	507	17	5	
	Trials Completed			6	8	8	10	10	11	93	14	
MEDIAN TIMES (months)	From Filing to Disposition	Criminal Felony		11.2	12.4	11.2	12.6	11.1	11.7	72	13	
		Civil**		7.7	6.7	7.4	9.8	8.2	10.6	22	4	
	From Filing to Trial** (Civil Only)			30.0	24.9	25.0	28.0	22.5	30.3	61	8	
OTHER	Civil Cases Over 3 Years Old**	Number		488	393	528	530	430	377			
		Percentage		6.0	4.7	7.3	9.5	6.9	5.7	53	6	
	Average Number of Felony Defendants Filed Per Case			1.3	1.2	1.5	1.5	1.4	1.5			
	Jurors	Avg. Present for Jury Selection		64.09	53.81	59.09	55.21	61.19	65.00			
		Percent Not Selected or Challenged		42.1	41.9	43.2	31.0	48.9	40.9			

2008 CIVIL AND CRIMINAL FELONY FILINGS BY NATURE OF SUIT AND OFFENSE													
Type of	TOTAL	A	B	C	D	E	F	G	H	I	J	K	L
Civil	6175	97	326	1877	92	75	564	557	246	479	710	162	990
Criminal*	575	3	83	221	75	83	19	39	4	10	13	5	20

* Filings in the "Overall Caseload Statistics" section include criminal transfers, while filings "By Nature of Offense" do not.

** See ["Explanation of Selected Terms."](#)