

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

PERSONALIZED USER MODEL, L.L.P.,)	
)	
Plaintiff,)	
)	
v.)	
)	
GOOGLE, INC.,)	
)	
Defendant.)	
_____)	C.A. No. 09-525 (LPS)
GOOGLE, INC.,)	
)	
Counterclaimant,)	
)	
v.)	
)	
PERSONALIZED USER MODEL, L.L.P.)	
and YOCHAI KONIG,)	
)	
Counterclaim-Defendants.)	

**PERSONALIZED USER MODEL, L.L.P. AND DR. YOCHAI KONIG’S
MOTION FOR JUDGMENT AS A MATTER OF LAW ON
THE INFRINGEMENT AND VALIDITY OF THE PATENTS-IN-SUIT AND ON
GOOGLE’S BREACH OF CONTRACT COUNTERCLAIM**

Pursuant to Federal Rule of Civil Procedure 50(a), and in furtherance of the stipulation that the parties may amplify their oral motions for judgment as a matter of law in writing within three days (D.I. 645), Plaintiff-Counterclaim Defendant Personalized User Model, L.L.P. (“PUM”) and Counterclaim-Defendant Dr. Yochai Konig hereby move for judgment as a matter of law in their favor on the infringement and validity of the patents-in-suit and on Google’s breach of contract counterclaim. The grounds for this motion are set forth in PUM and Dr. Konig’s oral arguments to the Court on March 18, 2014, and in their opening brief elaborating on those arguments, filed herewith. A proposed form of order is attached.

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March 21, 2014

IN THE UNITED STATES DISTRICT COURT
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PERSONALIZED USER MODEL, L.L.P.,)
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_____) C.A. No. 09-525 (LPS)
GOOGLE, INC.,)
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Counterclaimant,)
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PERSONALIZED USER MODEL, L.L.P.)
and YOCHAI KONIG,)
)
Counterclaim-Defendants.)

[PROPOSED] ORDER

The Court having considered Personalized User Model, L.L.P. and Dr. Yochai Konig’s Motion for Judgment as a Matter of Law on the Infringement and Validity of the Patents-in-Suit and on Google’s Breach of Contract Counterclaim (the “Motion”), IT IS HEREBY ORDERED that the Motion is GRANTED.

SO ORDERED this _____ day of _____ 2014.

UNITED STATES DISTRICT COURT JUDGE