## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

| ERICH SPECHT, an individual and doing business |                                | ) |                               |
|--|--------------------------------|---|-------------------------------|
| as ANDROID DATA CORPORATION, and THE )         |                                | ) |                               |
| ANDROID'S DUNGEON INCORPORATED,                |                                | ) |                               |
|  |                                | ) |                               |
|  | Plaintiffs/Counter-Defendants, | ) |                               |
| V.   |                                | ) | Civil Action No. 09-cv-2572   |
| GOOGLE INC.,                                   |                                | ) | Judge Harry D. Leinenweber    |
|  |                                | ) |                               |
|  | Defendant/Counter-Plaintiff.   | ) | Magistrate Judge Jeffrey Cole |

## **NOTICE OF MOTION**

**PLEASE TAKE NOTICE** that on February 23, 2010, at 9:30 a.m., or as soon thereafter as counsel may be heard, I shall appear before the Honorable Harry D. Leinenweber, in the room usually occupied by him as a Courtroom in the U.S. Courthouse, 219 South Dearborn Street, Chicago, Illinois, or in his absence, before such other Judge who may be sitting in his place and stead and hearing motions, and shall then and there present Plaintiffs' Motion to Strike, Or In The Alternative, File Sur-Reply *Instanter*.

Respectfully submitted,

ERICH SPECHT, an individual and doing business as ANDROID DATA CORPORATION, and THE ANDROID'S DUNGEON INCORPORATED

By: /s/ John Haarlow, Jr. One of Their Attorneys P. Andrew Fleming John F. Shonkwiler John Haarlow, Jr. NOVACK AND MACEY LLP 100 North Riverside Plaza Chicago, IL 60606 (312) 419-6900 Doc. #316242

Martin J. Murphy 2811 RFD Long Grove, IL 60047 (312) 933-3200

## **CERTIFICATE OF SERVICE**

John Haarlow, Jr., an attorney, certifies that he caused copies of the foregoing Notice of Motion to be served by electronically filing the document with the Clerk of Court using the ECF system this 19th day of February, 2010.

/s/ John Haarlow, Jr.