

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

NERDS ON CALL, INC.,
an Indiana corporation

Plaintiff,

v.

INTERNET BILLING SERVICES, INC.,
and RYAN ELDRIDGE, Individually,

Defendants.

CASE NO. 1:07-cv-0535-DFH-TAB

STIPULATION OF SUBSTITUTION OF PARTY UNDER FED. RULE 15(C)

Come now Plaintiff / Counterclaim Defendant Nerds On Call, Inc. (hereinafter “Nerds Indiana”), by counsel, Theodore J. Minch, and Defendants / Counterclaimants Internet Billing Services, Inc. (California) (hereinafter “Nerds California”) and Ryan Eldridge, individually (hereinafter “RE”) (IBS and RE may be collectively referred to hereinafter as “Counterclaimants”), by counsel Jonathan Polak, (Nerds Indiana and Counterclaimants may, from time to time, be hereinafter collectively referred to hereinafter as the “Parties”) and in support of the Parties’ stipulation of substitution of Party under Fed. Rule 15(c), hereby state and allege as follows:

1. The Complaint for Damages in this Case was filed by Nerds Indiana on April 27, 2007 (hereinafter the “Complaint”) against Nerds California and RE; Nerds California was named as Internet Billing Services, Inc. based upon information counsel for Nerds Indiana had at the time the Complaint was filed.

2. Counsel for Nerds Indiana has learned, upon information voluntarily provided to counsel for Nerds Indiana by counsel for Nerds California, that Nerds on Call, Inc. (California) is

PROOF OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing was served upon the following counsel for record this 4th day of February, 2008 via electronic mail only:

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