

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

SPRINT COMMUNICATIONS COMPANY L.P.,))	
)	
Plaintiff,)	
)	
v.)	
)	Case No. 05-2433-JWL
VONAGE HOLDINGS CORP.,)	
VONAGE AMERICA, INC.,)	
)	
Defendants.)	
)	
)	
)	
)	

JOINT MOTION TO EXTEND CERTAIN DISCOVERY DEADLINES

Plaintiff Sprint Communications Company L.P. (“Sprint”) and Defendants Vonage America, Inc. and Vonage Holdings Corp. (collectively “Vonage”), by and through their respective counsel, jointly move the Court to extend certain discovery deadlines so as to allow the parties to complete the on-going discovery.

On November 3, 2006, Vonage filed a Motion to Extend Certain Discovery Deadlines (Doc. 100), which requested that the Court amend its January 18, 2006 Scheduling Order generally with a three month extension of certain deadlines. The Court granted this motion, in part, on December 15, 2006. *See* Doc. 105. However, shortly before the Court ruled on Vonage’s Motion, the parties reached agreement as to the extension of certain discovery deadlines and Sprint no longer opposed Vonage’s motion. While the parties were unable to notify the Court of their agreement before the Court’s ruling, this Joint Motion sets forth the parties agreement and seeks to extend the discovery deadlines as set forth below.

Since the filing of Vonage's Motion on November 3, 2006, both parties have continued to locate, process and produce additional documents. This document production, while nearing its completion, remains on-going and has necessarily delayed discovery events contingent upon the document production. For example, the production of witnesses for depositions and the preparation of expert reports have been hampered by the current production delays. In addition, counsel for Sprint has a previously set trial conflict in February that makes the current schedule set forth in the Court's December 15 Order unworkable. In light of the foregoing document issues, the parties have agreed to extended discovery deadlines, as set forth in the below table.

<u>Event</u>	<u>Current Deadline</u>	<u>Extended Deadline</u>
All discovery completed	February 16, 2007	March 30, 2007
Experts disclosed by Plaintiff	December 22, 2006	January 12, 2007
Experts disclosed by Defendant	January 22, 2006	February 23, 2007
Rebuttal experts disclosed	February 4, 2007	March 17, 2007
Supplementation of disclosures	December 22, 2006	February 20, 2007
Preliminary witness and exhibit disclosures	December 22, 2006	February 28, 2007
Potentially dispositive motions	February 28, 2007	April 30, 2007
Challenges to admissibility of expert testimony	February 28, 2007	April 30, 2007
Final pretrial conference	February 21, 2007	April 27, 2007
Proposed pretrial order due	February 16, 2007	April 20, 2007
Trial	August 7, 2007	August 7, 2007

These deadline extensions represent the parties' realistic assessment of the additional time needed to complete discovery and, because the parties have agreed on these extensions, further modifications to the schedule will not be necessary. There will be no prejudice to any party as a result of these extensions, and the extensions are not being sought for vexatious purposes or to delay. Most importantly, the Court's original trial date of August 7, 2007 is unchanged and remains in full force and effect.

WHEREFORE, for good cause shown, Sprint and Vonage respectfully request the Court grant this motion and extend the discovery deadlines. A proposed Order accompanies this Motion.

Respectfully submitted,

Dated: December 22, 2006

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CERTIFICATE OF SERVICE

I hereby certify that on this 22th day of December, 2006, a true and accurate copy of the above and foregoing **JOINT MOTION TO EXTEND CERTAIN DISCOVERY DEADLINES** were e-filed with the Court, which sent notice to the following:

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