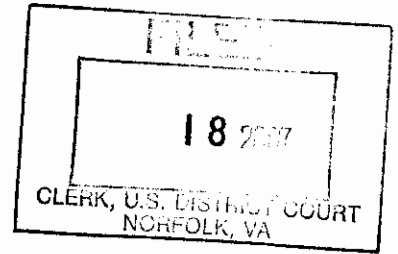


**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**



 LYCOS, INC.,
)
)
 Plaintiff,
)
)
 v.
)
)
 TIVO, INC., NETFLIX, INC., and
)
)
 BLOCKBUSTER, INC.,
)
)
 Defendants.
)

Civil Action No. 2:07-CV-03
Judge Rebecca Beach Smith *JRS*

DEFENDANT BLOCKBUSTER, INC.'S MOTION FOR EXTENSION OF TIME

Defendant, Blockbuster, Inc., by its counsel, hereby moves this Court for an extension of time to answer, respond or otherwise plead to the Complaint up to and including June 22, 2007. Plaintiff Lycos, Inc. consents to this extension.

WHEREFORE, Blockbuster, Inc. requests that the Court extend the time for it to answer, respond or otherwise plead to the Complaint filed herein to June 22, 2007.

Lycos, Inc. v. Tivo, Inc. et al

Doc. 38 Att. 12

Respectfully submitted,

BLOCKBUSTER, INC.

By its attorneys,

Eric C. Rusnak (VSB #65895)
 Shanda N. Hastings (VSB #68229)
 KIRKPATRICK & LOCKHART
 PRESTON GATES ELLIS LLP
 1601 K Street, N.W.
 Washington, DC 20006
 Telephone: (202) 778-9000
 Fax: (202) 778-9100
 eric.rusnak@klgates.com
 shanda.hastings@klgates.com

Of Counsel:

Michael E. Zeliger
Jeffrey L. Snow
George S. Haight IV
KIRPATRICK & LOCKHART
PRESTON GATES ELLIS LLP
State Street Financial Center
One Lincoln Street
Boston, Massachusetts 02111
Telephone: (617) 261-3100
Fax: (617) 261-3175

Dated: May 18, 2007

CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of May, 2007, a true and correct copy of the foregoing Defendant Blockbuster, Inc.'s Motion for Extension of Time and Agreed Order were forwarded, via first class mail, postage prepaid to:

Joel M. Freed, Esq.
Raphael V. Lupo, Esq.
McDermott, Will & Emery
600 13th Street, N.W.
Washington, DC 20005
Counsel for Plaintiff Lycos, Inc.

Kristan B. Burch, Esq.
Kaufman & Canoles, P.C.
150 W. Main Street
P.O. Box 3037
Norfolk, VA 23510
Counsel for Plaintiff Lycos, Inc.

Dabney J. Carr IV, Esq.
Robert A. Angle, Esq.
Troutman Sanders LLP
1001 Haxall Point
P.O. Box 1122
Richmond, VA 23218
Counsel for Defendant TiVo, Inc.

John C. Lynch, Esq.
Troutman Sanders LLP
150 W. Main Street
Suite 1600
Norfolk, VA 23510
Counsel for Defendant TiVo, Inc.


Eric C. Rusnak