



UNITED STATES | ENGLAND | CHINA

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January 25, 2011

The Honorable Joan N. Ericksen
United States District Court Judge
United States District Court, District of Minnesota
300 South Fourth Street, Suite 12W
Minneapolis, MN 55415

Re: *TimeBase Pty Ltd. v. The Thomson Corp. et al.*,
Civ. No. 07-1687 (JNE/JJG)

Dear Judge Ericksen:

As a follow-up to my letter to the Court of January 6, 2011, and now that the Court has issued its Markman Order, defendants respectfully request that the pretrial schedule be modified for good cause to take account of the Court's claim constructions and provide the parties some additional time to prepare their expert reports and for dispositive motions. Counsel for TimeBase has indicated that it is not inclined to agree to any extensions.

For expert reports and expert discovery, defendants request that the current dates be extended for three weeks so that the experts can consider and apply the Court's constructions in connection with each of the 109 claims being asserted by plaintiff. In addition, defendants ask that the dispositive motion deadline—which currently is scheduled for ten days from now, February 4, 2011, which is before expert discovery is even scheduled to commence—be set for after the close of expert discovery. Finally, defendants ask that the trial date be moved until this fall consistent with this revised schedule.

With these extensions, the remaining pretrial deadlines would be adjusted as follows:

	<u>Current Deadline</u>	<u>Proposed Deadline</u>
Initial expert reports	February 7, 2011	February 28, 2011
Rebuttal expert reports	March 11, 2011	April 1, 2011

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	<u>Current Deadline</u>	<u>Proposed Deadline</u>
Close of expert discovery	April 29, 2011	May 20, 2011
Non-dispositive motions for expert discovery	May 13, 2011	June 2, 2011
Dispositive motion deadline	February 4, 2011	July 8, 2011
Trial ready date	June 1, 2011	November 7, 2011

Defendants appreciate the Court's consideration in this matter. Defendants are available to discuss these scheduling issues by phone at the Court's convenience.

Very truly yours,

s/Calvin L. Litsey

Calvin L. Litsey

LITCL:tlb

cc: Joseph Hosteny