



CALVIN L. LITSEY
CLitsey@faegre.com
612-766-8608

August 18, 2011

ECF FILED

The Honorable Joan E. Ericksen
United States District Court
12W U.S. Courthouse
300 South Fourth Street
Minneapolis, MN 55415

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

Dear Judge Ericksen:

We received today through an ECF filing TimeBase's self-titled "Notice of Motion and Motion to Clarify the Claim Construction as It Relates to Summary Judgment," together with a 16-page supporting memorandum. TimeBase's motion appears to be an improper attempt to have the Court reconsider the Court's claim constructions as set forth in its Order of January 21, 2011. L.R. 7.1(h).

All deadlines for dispositive and nondispositive motions in this case have long passed. (Dkt. No. 228.) In addition, we are not aware of any letter submitted by TimeBase under Local Rule 7.1(h) to the Court requesting reconsideration as required, much less showing "compelling circumstances" for permission to file a motion for reconsideration of the Court's claim construction Order.

Under these circumstances, defendants respectfully request guidance from the Court as to whether they should respond to TimeBase's motion.

Very truly yours,

A handwritten signature in black ink, appearing to read "Calvin L. Litsey".

Calvin L. Litsey

litcl:contl
cc Joseph N. Hosteny
fb.us.7195668.01

2200 Wells Fargo Center | 90 South Seventh Street | Minneapolis, Minnesota 55402-3901

Telephone +1 612 766 7000 Facsimile +1 612 766 1600 faegre.com

USA | UK | China