

MEMO ENDORSED

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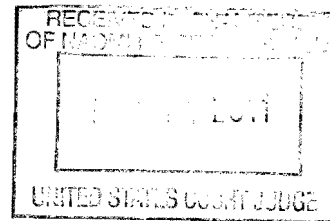
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Hon. Naomi Reice Buchwald, U.S.D.J.
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 2270
New York, NY 10007-1312



Re: CBS Broadcasting, Inc. v. FilmOn.com Inc., 1:10-cv-7532-NRB

Dear Judge Buchwald:

This firm represents defendant in the above referenced action. I write jointly on behalf of all parties pursuant to Section 1.E of Your Honor's Individual Rules to request an extension of discovery. There has been one prior extension of discovery herein.

Pursuant to Your Honor's Order of August 12, 2011, discovery is due to be completed by November 15, 2011. The parties have cooperated with one another, exchanged document requests and responses, and conducted some third party discovery. Discovery is nearly complete. However, there are a number of depositions that remain to be taken, and we would prefer to schedule them on dates convenient for the witnesses.

While we had not expected to jointly seek to extend discovery, the parties now would like to extend the current deadline of November 15 by two months. The parties agree that neither side will seek a further extension. This proposed extension is necessary to permit specific depositions, the scheduling of which we are now finalizing. There is no trial date or other schedule currently set by the Court, and we anticipate that this remaining discovery will not require more than two months to complete.

With the Court's permission, we will submit a complete list of the agreed upon dates for these depositions as soon as they are confirmed.

So agreed Naomi Reice Buchwald 11/15/11

Very truly yours,
Toby M.J. Butterfield

Toby M.J. Butterfield

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