

IN THE UNITED STATE DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

FILED-CLERK
U.S. DISTRICT COURT
04 MAY 25 PM 4: 21
TX EASTERN-MARSHALL

1. Compression Labs, Incorporated §
§
Plaintiff, §

BY _____

V. §

CIVIL ACTION NO. 2:04-CV-158 TJW

- 1. Adobe Systems, Incorporated; §
- 2. Agfa Corporation; §
- 3. Apple Computer, Incorporated; §
- 4. Axis Communications, Incorporated; §
- 5. Cannon, USA, Incorporated; §
- 6. Concord Camera Corporation; §
- 7. Creative Labs, Incorporated; §
- 8. Eastman Kodak Company; §
- 9. Fuji Photo Film U.S.A.; §
- 10. Fujitsu Computer Products of America; §
- 11. Gateway, Incorporated; §
- 12. Hewlett-Packard Company; §
- 13. JASC Software; §
- 14. JVC Americas Corporation; §
- 15. Kyocera Wireless Corporation; §
- 16. Macromedia, Incorporated; §
- 17. Matsushita Electric Corporation of §
America; §
- 18. Mitsubishi Digital Electronics §
America, Incorporated; §
- 19. Oce North America, Incorporated; §
- 20. Onkya U.S.A. Corporation; §
- 21. PalmOne Incorporated; §
- 22. Panasonic Communications §
Corporation of America; §
- 23. Panasonic Mobile Communications §
Development Corporation of USA; §
- 24. Ricoh Corporation; §
- 25. Riverdeep, Incorporated (d/b/a §
Broderbund); §
- 26. Savin Corporation; §
- 27. Thomson S.A.; §
- 28. Xerox Corporation §
§
Defendants. §

JURY

**MACROMEDIA, INCORPORATED'S UNOPPOSED MOTION TO EXTEND TIME TO
ANSWER, MOVE, OR OTHERWISE RESPOND TO THE COMPLAINT OF
COMPRESSION LABS, INCORPORATED**

TO THE HONORABLE JUDGE OF SAID COURT:

I.

Defendant, Macromedia, Incorporated, without waving any defenses described or referred to in Rule 12 F.R.C.P, but relying upon and asserting all those defenses, moves the Court to enlarge the time within which Defendant Macromedia Incorporated is required to move, answer or otherwise respond to Plaintiff's Complaint to and including July 6, 2004.

II.

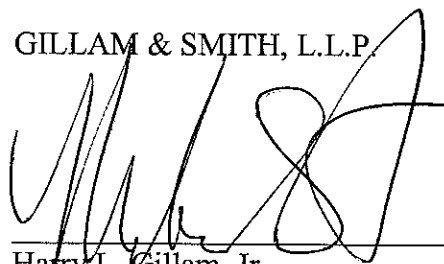
Defendant Macromedia, Incorporated seeks this extension of time not for delay but for good cause and that justice may be served.

III.

WHEREFORE, Macromedia, Incorporated respectfully prays that the time to answer, move or otherwise respond to Compression Labs, Incorporated Complaint be enlarged to and including July 6, 2004.

Respectfully submitted,

GILLAM & SMITH, L.L.P.



Harry L. Gillam, Jr.

Texas State Bar No.07921800

Melissa Smith

Texas State Bar No. 24001351

GILLAM & SMITH, L.L.P.

110 South Bolivar Street, Suite 204
Marshall, Texas 75670
(903) 934-8450
(903) 934-9257 – Facsimile

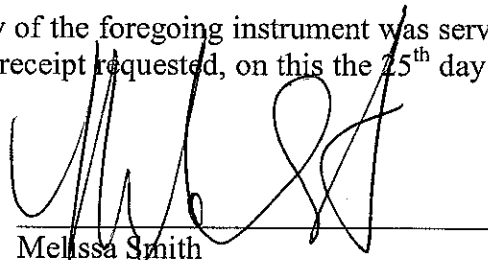
AND

Charlene Morrow
CA Bar No. 136411
Fenwick & West, LLP
801 California Street
Mountainview, CA 94041
(415) 252-2000
(415) 626-0554 – Facsimile

ATTORNEYS FOR MACROMEDIA, INC.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing instrument was served to all counsel known of record via certified mail, return receipt requested, on this the 25th day of May, 2004.



Melissa Smith

Stephen G. Rudisill
Jenkins & Gilchrist
225 W. Washington Street, Suite 2600
Chicago, IL 60606-3418
Attorney for Plaintiff

Calvin Capshaw
Brown McCarroll, LLP
1127 Judson Road, Suite 220
Longview, Texas 75601-5157
Attorney for Plaintiff

Carl R. Roth
Law Offices of Carl R. Roth
115 North Wellington, Suite 200
P O Box 876
Marshall, Texas 75670
Attorney for Plaintiff

Tracy Crawford
Eric H. Findlay
Ramey & Flock, P.C.
100 East Ferguson, Suite 500
Tyler, Texas 75702
Attorneys for Apple Computer, Inc.

Clyde M. Siebman
Siebman, Reynolds, & Burg, LLP
421 North Crockett
Sherman, Texas 75090
Attorney for Oce North America, Inc.

Nicholas H. Patton
Robert W. Schroeder, III
Patton, Tidwell & Schroeder, LLP
4605 Texas Blvd.
Texarkana, Texas 75505-5398
Attorney for Eastman Kodak Company

Jennifer P. Ainsworth
Wilson, Sheehy, Knowles, Robertson & Cornelius, PC
315 East Fifth Street
Tyler, Texas 75701
Attorney for Kyocera Wireless Corporation

CERTIFICATE OF CONFERENCE

The undersigned counsel for Macromedia, Incorporated has discussed the above Motion with Elizabeth L. DeRieux, counsel for Compression Labs, Incorporated, who indicated they are unopposed to this Motion.

Charlene Morrow
Charlene Morrow w/permission
by Malissa Smith