

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

FOTOMEDIA TECHNOLOGIES, INC.

Plaintiff,

vs.

AOL LLC, AMERICA ONLINE, INC.,  
PHOTOBUCKET.COM, INC., SHUTTERFLY,  
INC., CNET NETWORKS, INC. AND YAHOO!  
INC.

Defendants.

Civil Action No. 2:07-cv-00255-TJW-CE

**JURY TRIAL DEMANDED**

**CNET NETWORKS, INC.’S NOTICE OF JOINDER IN PHOTOBUCKET INC.’S  
MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM  
PURSUANT TO FRCP 12(B)(6) OR, IN THE ALTERNATIVE,  
MOTION FOR A MORE DEFINITE STATEMENT, AND MOTION TO STRIKE**

CNET NETWORKS, INC. (“CNET”) adopts and joins in for all purposes Photobucket Inc.’s Motion to Dismiss for Failure to State a Claim Pursuant to FRCP 12(b)(6) or, in the Alternative, Motion for a More Definite Statement, and Motion to Strike, and Memorandum of Points and Authorities in Support Thereof (“Motion”), and in support thereof, would show the Court as follows:

On September 7, 2007, Photobucket Inc. filed its Motion. To best serve justice and avoid unnecessary or duplicative effort, time, or expense to the Court and the parties involved, CNET now adopts and joints in the Motion in its entirety, including any and all contents, statements, and arguments. For all reasons stated in the Motion, CNET requests that the Court either dismiss Plaintiff FotoMedia Technologies, LLC’s (“Plaintiff”) claims for inducement, contributory infringement, and willful infringement or require Plaintiff to replead to allow CNET to properly respond to Plaintiff’s complaint.

Wherefore, CNET respectfully requests this Court to permit CNET to join in and adopt the Motion in its entirety; grant the relief requested in the Motion; and grant CNET such other and further relief, at law and in equity, to which it may be entitled.

DATED: September 7, 2007

Respectfully submitted,

By: /s/ Patrick T. Michael  
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### CERTIFICATE OF SERVICE

The undersigned hereby certifies that on September 7, 2007, a copy of the foregoing CNET NETWORKS, INC.'S NOTICE OF JOINDER IN PHOTOBUCKET INC.'S MOTION TO DISMISS OR, IN THE ALTERNATIVE, MOTION FOR A MORE DEFINITE STATEMENT, AND MOTION TO STRIKE was served electronically, via CM/ECF, on all counsel of record below who are deemed to have consented to such service under the Court's local rules. Any other counsel of record will be served via facsimile and certified mail, return receipt requested.

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