

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

FUNCTION MEDIA, L.L.C.,

Plaintiff,

v.

GOOGLE, INC. AND YAHOO!, INC.

Defendants.

Civil Case No. 2:07-CV-279 (CE)

JURY TRIAL DEMANDED

**JOINT MOTION TO EXTEND DEADLINES FOR REPLY BRIEFS
IN SUPPORT OF DISPOSITIVE MOTIONS AND MOTIONS IN LIMINE,
GOOGLE'S INEQUITABLE CONDUCT SURREPLY AND
FUNCTION MEDIA'S INEQUITABLE CONDUCT EXPERT REPORT**

Pursuant to the Court's October 26, 2009 Order on Joint Motion to Extend Pre-Trial Deadlines, the deadline for Replies on Dispositive Motions and Motions in Limine falls on November 16, 2009. (See Dkt. No. 231, LR CV-6, LR CV-7, Fed. R. Civ. P. Rule 6(a).) The parties' previously filed a Joint Motion requesting to move that deadline to November 20. (See Dkt. No. 265.) The parties now jointly move for leave to extend this deadline for Replies on Dispositive Motions and Motions in Limine to November 23, 2009.

The parties also jointly move for leave to extend the deadline for Google's Surreply in Opposition to Function Media's Motion for Summary Judgment of No Inequitable Conduct to November 20 (from November 19), and the deadline on Function Media's Inequitable Conduct Expert Report to November 25 (from November 24).

The requested extension will not affect the due date of the rebuttal Expert Reports on issues other than Inequitable Conduct, the December 4, 2009 Pretrial Conference, the date for

jury selection, or the trial date set forth in the Court's October 23, 2009 Notice of Hearing. (See Dkt. No. 228.)

A proposed order is submitted herewith.

Dated: November 18, 2009

Respectfully submitted,

/s/ Joseph S. Grinstein

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