

**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 MOTIONS IN LIMINE,
CERTAIN DISPOSITIVE MOTION REPLY BRIEFS
AND REBUTTAL EXPERT REPORTS**

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 Court granted the parties' previously-filed Joint Motion moving that deadline to November 20. (See Dkt. No. 273.) The parties now jointly move for leave to extend the deadline for Replies on Motions in Limine, for Google's Reply Brief in Support of its Motion for Summary Judgment of Non-Infringement, and for Function Media's Reply Brief in Support of its Motion for Summary Judgment of Validity to 5 p.m. CST, November 25, 2009.

The parties also jointly move for leave to extend the deadline for Rebuttal Expert Reports to 5 p.m. CST, November 25 (from November 24).

The requested extension will not affect the date of 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 23, 2009

Respectfully submitted,

/s/ Joseph S. Grinstein

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