

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

FUNCTION MEDIA, L.L.C.

Plaintiff,

vs.

GOOGLE INC. AND YAHOO!, INC.

Defendants.

§
§
§
§
§
§
§
§
§

Civil Action No. 2007-CV-279

JURY TRIAL DEMANDED

**[PROPOSED] ORDER GRANTING MOTION TO EXPEDITE CONSIDERATION OF
MOTION TO PRECLUDE ADMISSION OF UNTIMELY EVIDENCE**

Before the Court is plaintiff Function Media’s Motion to Expedite Consideration of its Motion to Preclude Admission of Untimely Evidence. Having reviewed the motion, the Court determines that it should be and hereby is GRANTED. Google shall file its response to said motion on or before noon on December 31st. If Function Media wishes to file a reply, any reply shall be due January 2nd at noon. Any sur-reply is due January 3rd at midnight. The motion will be heard at the hearing on January 5th. SO ORDERED.