

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

FUNCTION MEDIA LLC	§	Civil Action No. 2007-CV-279
	§	
Plaintiff,	§	
	§	
vs.	§	
	§	
GOOGLE INC. AND YAHOO!, INC.	§	
	§	
Defendants.	§	Jury Trial Demanded

**PLAINTIFF’S UNOPPOSED MOTION FOR AN EXTENSION OF THE PAGE  
LIMITATIONS APPLICABLE TO ITS OPENING CLAIM-CONSTRUCTION BRIEF**

Plaintiff Function Media LLC files this Unopposed Motion for an Extension of the Page Limitations Applicable to its Opening Claim-Construction Brief. Local Rule CV-7(a)(1), in conjunction with Patent Rule 4-5(e), provides that a plaintiff’s opening claim-construction brief “shall not exceed thirty pages, excluding attachments, unless leave of court is first obtained.” Because the above-captioned litigation involves three patents, two separate Defendants (each of whom is allotted a thirty-page response brief under the Rules), and separate claim-construction arguments by each Defendant with respect to certain disputed terms, Function Media respectfully requests that the Court grant leave for Function Media to file a single opening claim-construction brief not to exceed forty-five pages (excluding attachments).

Defendants do not oppose the relief requested in this motion.

Dated: April 6, 2009

Respectfully submitted,

/s/ Max L. Tribble, Jr.

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**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing has been served via ECF on counsel of record, this 6th day of April, 2009.

/s/ Jeremy J. Brandon

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Jeremy J. Brandon

**CERTIFICATE OF CONFERENCE**

The undersigned hereby certifies that, in compliance with Local Rule CV-7(h), counsel for Function Media, Jeremy Brandon, met and conferred in good faith with counsel for Google Inc, Jason Wolff, via teleconference on April 3, 2009, and with counsel for Yahoo!, Inc., Doug Lumish, via email on April 5, 2009. Counsel for Google and counsel for Yahoo! indicated that they do not oppose the relief requested herein.

/s/ Jeremy J. Brandon

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Jeremy J. Brandon