

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

BRIGHT RESPONSE LLC	§	
	§	
Plaintiff,	§	
	§	
v.	§	Civil Action No. 2:07-cv-371-CE
	§	
GOOGLE INC., YAHOO!, INC., AOL LLC,	§	
and AMERICA ONLINE, INC.,	§	
	§	
Defendants.	§	

**YAHOO! INC.’S UNOPPOSED MOTION FOR
LEAVE TO FILE AMENDED ANSWER**

Pursuant to Federal Rule of Civil Procedure 15(a)(2), Defendant Yahoo! Inc. (“Yahoo”) seeks leave to file Yahoo! Inc.’s Amended Answer, Affirmative Defenses, and Counterclaims to Plaintiff’s Amended Complaint (“Amended Answer”). Yahoo seeks to amend its Answer to assure that all claims, counterclaims, and defenses arising out of the events leading to this litigation are resolved expediently within this single action. Through continued discovery, Yahoo became aware of additional facts which support its answer, counterclaims, and defenses. Yahoo’s Amended Answer incorporates the additional facts which Yahoo learned subsequent to filing its original answer. Moreover, Plaintiff Bright Response, LLC does not oppose Yahoo’s motion for leave to file the Amended Answer.

For the reasons stated herein, Yahoo respectfully requests that the Court grant it leave to file the Amended Answer.

Dated: May 11, 2010

Respectfully submitted,

/s/ Jennifer H. Doan

Jennifer H. Doan

Joshua R. Thane

HALTOM & DOAN

Crown Executive Center, Suite 100

6500 Summerhill Road

Texarkana, TX 75503

Tel: (903) 255-1002

Fax: (903) 255-0800

jdoan@haltomdoan.com

jthane@haltomdoan.com

William C. Rooklidge

HOWREY, LLP

4 Park Plaza, Suite 1700

Irvine CA 92614-2559

Telephone: (949) 721-6900

rooklidge@howrey.com

Jason C. White

HOWREY LLP – Chicago

321 North Clark Street, Suite 3400

Chicago, Illinois 60654

Telephone: 312/595-1239

Facsimile: 312/595-2250

whitej@howrey.com

Attorneys for Defendant Yahoo!, Inc.

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). All other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by certified mail, return receipt requested, on May 11, 2010.

/s/ Jennifer H. Doan

Jennifer H. Doan

CERTIFICATE OF CONFERENCE

Counsel for Yahoo has complied with the meet and confer requirements of Local Rule CV-7(h). Yahoo's counsel has conferred with Bright Response's counsel in good faith, and Bright Response is unopposed to this motion.

/s/ Jason C. White

Jason C. White