

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

PERFORMANCE PRICING, INC.,

Plaintiff,

v.

GOOGLE INC., AOL LLC, MICROSOFT
CORPORATION, YAHOO! INC., IAC
SEARCH & MEDIA, INC., and A9.COM,
INC.

Defendants.

Civil Action No. 2-07-cv-432 (LED)

JURY DEMANDED

**AGREED MOTION FOR EXTENSION OF TIME FOR
DEFENDANT AOL LLC TO ANSWER OR OTHERWISE RESPOND
TO PLAINTIFF'S ORIGINAL COMPLAINT**

TO THE HONORABLE JUDGE OF SAID COURT:

Plaintiff Performance Pricing, Inc. files this Agreed Motion to Extend Time for Defendant AOL LLC to file its Answer or Otherwise Respond to Plaintiff's Original Complaint and would respectfully show the Court as follows:

Defendant AOL LLC has requested an extension of time to answer. Plaintiff has agreed to such an extension. The parties respectfully request that Defendant AOL LLC be granted an extension of time to file its Answer or otherwise respond to Plaintiff's Original Complaint to November 16, 2007.

WHEREFORE, PREMISES CONSIDERED, Plaintiff PERFORMANCE PRICING, INC. respectfully moves the Court to extend the deadline as set forth above pursuant to the request of AOL LLC and award the parties such other and further relief as they may show themselves justly entitled.

Dated: October 22, 2007

Respectfully submitted,

By: /s/ Elizabeth L. DeRieux

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ATTORNEYS FOR PLAINTIFF
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CERTIFICATE OF CONFERENCE

I certify that Gregory S. Dovel and Elizabeth L. DeRieux, counsel for Plaintiff Performance Pricing, Inc., and Katherine Bennett, counsel for AOL LLC, have conferred and agreed to the relief sought in this motion.

/s/ Elizabeth L. DeRieux

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on October 22, 2007. Any other counsel of record will be served by facsimile transmission and first class mail.

/s/ Elizabeth L. DeRieux
Elizabeth L. DeRieux