

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

PERFORMANCE PRICING, INC.

Plaintiff,

v.

GOOGLE INC. and AOL LLC,

Defendants.

Case No. 2:07-cv-432-RRR

JURY TRIAL DEMANDED

**ORDER GRANTING OPPOSED MOTION FOR ADJUSTMENT AND
CLARIFICATION OF SCHEDULE**

Before the Court is Defendants' Opposed Motion for Adjustment and Clarification of Schedule. The Court finds that the motion should be granted.

Therefore, it is hereby ORDERED that:

1. The following dates are vacated pending further Order of the Court:

The pretrial conference, previously scheduled for March 18, 2010;

The jury selection date, previously scheduled for April 6, 2010; and

The trial date, previously scheduled for April 12, 2010.

2. With regard to the parties' briefing related to Defendants' and Plaintiff's motions for summary judgment:

Neither party shall be entitled to sur-reply briefing on the Motions for Summary

Judgment.

It is SO ORDERED.

SIGNED this 12th day of January, 2010.

A handwritten signature in black ink, reading "Randall Rader". The signature is written in a cursive style with a large, looping initial "R".

RANDALL R. RADER

UNITED STATES CIRCUIT JUDGE (sitting
by designation)