

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

PERFORMANCE PRICING, INC.,

Plaintiff,

v.

GOOGLE INC. and AOL LLC,

Defendants.

Civil Action No. 2-07CV-432-RRR
(Eastern District of Texas)

JURY TRIAL DEMANDED

DEFENDANTS' UNOPPOSED MOTION TO EXTEND DEADLINES

TO THE HONORABLE JUDGE OF THIS COURT:

Defendants Google Inc. and AOL LLC (“Defendants”) file this unopposed motion and respectfully ask the Court to extend certain deadlines in this matter. The Court set various pretrial dates in its Docket Control Order (Dkt. 99), its January 7, 2010 Order Granting Motion to Extend Deadlines (Dkt. 289), and its February 18, 2010 Order Granting Agreed Motion Regarding Pretrial Deadlines and Trial (Dkt. 317). Defendants respectfully request modification of some of these deadlines as follows:

| <u>Pleading/Disclosure</u> | <u>Current Deadline</u> | <u>Proposed New Deadline</u> |
|----------------------------|-------------------------|------------------------------|
| Replies to Daubert Motions | March 9, 2010 | March 15, 2010 |
| Motions in Limine | March 5, 2010 | March 8, 2010 |

WHEREFORE, Defendants respectfully request that the Court modify certain deadlines as outlined above. Defendants seek these extensions of time not for delay but for good cause and that justice may be served.

DATED: March 5, 2010

/s/ Emily C. O'Brien

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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 March 5, 2010.

/s/ Emily C. O'Brien

Emily C. O'Brien, *pro hac vice*