

IN THE UNITED STATES DISTRICT COURT  
FOR THE 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.

Case No. 2:07-cv-432 (LED)

**JURY TRIAL DEMANDED**

**Unopposed**

**DEFENDANTS' UNOPPOSED MOTION FOR EXTENSION OF TIME  
TO FILE PROPOSED DISCOVERY AND DOCKET CONTROL ORDERS**

TO THE HONORABLE UNITED STATES DISTRICT COURT JUDGE:

COMES NOW, Defendants GOOGLE, INC., AOL, LLC, MICROSOFT CORPORATION, YAHOO!, INC., IAC SEARCH & MEDIA, INC., and A9.COM, INC. (hereinafter collectively referred to as "Defendants") to file this their Unopposed Motion for Extension of Time to File Proposed Discovery and Docket Control Orders, and for their Motion would respectfully show to the Court the following:

The current deadline to file a proposed Discovery Order and Docket Control Order is April 21, 2008. Defendants respectfully request a seven (7) day extension of time to and including April 28, 2008 in which to file their proposed Discovery and Docket Control Orders. The additional time will increase the chances that the two (2) proposed Orders will be agreed.

Counsel for Defendants has conferred with counsel for Plaintiff. Plaintiff does not oppose the Motion.

WHEREFORE, ABOVE PREMISES CONSIDERED, Defendants respectfully request that their Motion be **granted**, and that the deadline to file proposed Discovery and Docket Control Orders be extended from April 21, 2008 to and including April 28, 2008.

Dated: April 16, 2008

Respectfully submitted,

**POTTER MINTON**  
**A Professional Corporation**

By: /s/ John F. Bufo

JOHN F. BUFO  
Texas State Bar No. 03316930  
[johnbufo@potterminton.com](mailto:johnbufo@potterminton.com)  
P.O. Box 359 (75710)  
110 N. College Ave.  
500 Plaza Tower  
Tyler, Texas 75702  
Telephone: 903.597.8311  
Facsimile: 903.593.0846

Morrison & Foerster, LLP  
425 Market Street  
San Francisco, CA 94105

*Attorneys for Defendant*  
**YAHOO!, INC.**

/s/ Jeffrey S. Love

KLARQUIST SPARKMAN, LLP  
121 E.W. Salmon St., Suite 1600  
Portland, OR 97204  
Telephone: 503-595-530  
Facsimile: 503-595-5301

*Attorneys for Defendant*  
**A9.COM, INC.**

/s/ Jennifer a. Kash

QUINN EMANUEL URQUHART OLIVER  
& HEDGES, LLP  
50 California Street, 22nd Floor  
San Francisco, CA 94111  
Telephone: 415.875.6600  
Facsimile:415.875.6700

*Attorneys for Defendant*

**AOL, LLC**

/s/ Jennifer A. Kash

QUINN EMANUEL URQUHART OLIVER  
& HEDGES, LLP  
50 California Street, 22nd Floor  
San Francisco, CA 94111  
Telephone: 415.875.6600  
Facsimile:415.875.6700

*Attorneys for Defendant*

**GOOGLE, INC.**

/s/ Jennifer A. Kash

QUINN EMANUEL URQUHART OLIVER  
& HEDGES, LLP  
50 California St., 22nd Floor  
San Francisco, CA 94111  
Telephone: 415-875-6600  
Facsimile: 415-875-6700

*Attorneys for Defendant*

**IAC SEARCH & MEDIA, INC.**

/s/ Richard A. Cederth

SIDLEY AUSTIN LLP  
One South Dearborn  
Chicago, IL 60603  
Telephone: 312-853-7000  
Facsimile: 312-853-70363

*Attorneys for Defendant*

**MICROSOFT CORPORATION**

**CERTIFICATE OF SERVICE**

I hereby certify that all counsel of record who 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 April 16, 2008. Any other counsel of record will be served by first class mail on this same date.

*/s/ John F. Bufe* \_\_\_\_\_  
John F. Bufe