

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

**DEFENDANTS' UNOPPOSED MOTION FOR AN ADDITIONAL 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 An Additional 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 28, 2008. Defendants respectfully request an additional ten (10) day extension of time to and including May 8, 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 28, 2008 to and including May 8, 2008.

Dated: April 25, 2008

Respectfully submitted,

**POTTER MINTON
A Professional Corporation**

By: /s/ Michael E. Jones

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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 25, 2008. Any other counsel of record will be served by first class U.S. mail on this same date.

/s/ Michael E. Jones
Michael E. Jones