

**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

Joint Motion for Entry of Proposed Docket Control Order

The parties have reached an agreement on a proposed Docket Control Order. The parties jointly request that the Court issue the attached proposed order.

Dated: May 12, 2008

Respectfully submitted,

By: /s/ Christin Cho

Christin Cho

CA State Bar No. 238173

Email: christin@dovellaw.com

Gregory S. Dovel

CA State Bar No. 135387

Email: greg@dovellaw.com

Sean Luner

CA State Bar No. 165443

Email: sean@dovellaw.com

Dovel & Luner, LLP

201 Santa Monica Blvd., Suite 600

Santa Monica, CA 90401

Telephone: 310-656-7066

Facsimile: 310-657-7069

S. Calvin Capshaw

State Bar No. 03783900
Elizabeth L. DeRieux
State Bar No. 05770585
Capshaw DeRieux, L.L.P.
Energy Centre
1127 Judson Road, Ste 220
P. O. Box 3999 (75606-3999)
Longview, Texas 75601-5157
Telephone: (903) 236-9800
Facsimile: (903) 236-8787
Email: capshaw@capshawlaw.com
Email: ederieux@capshawlaw.com

Robert M. Parker
State Bar No. 15498000
Email: rmparker@cox-internet.com
Robert Christopher Bunt
State Bar No. 00787165
Email: cbunt@cox-internet.com
Parker & Bunt, P.C.
100 East Ferguson, Ste. 1114
Tyler, TX 75702
Telephone: 903/531-3535
Facsimile: 903/533-9687

Franklin Jones, Jr.
State Bar No. 00000055
Email: maizieh@millerfirm.com
Jones & Jones, Inc., P.C.
201 W. Houston St.
P.O. Drawer 1249
Marshall, TX 75670

Otis W. Carroll, Jr.
State Bar No. 03895700
Email: fedserv@icklaw.com
6101 S. Broadway, Suite 500
Tyler, TX 75703

ATTORNEYS FOR PLAINTIFF
PERFORMANCE PRICING, INC.

By: /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
Email: jeffrey.love@klarquist.com
ATTORNEYS FOR DEFENDANT
A9.COM, INC.

By: /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
Email:
jenniferkash@quinnemanuel.com
ATTORNEYS FOR DEFENDANT
AOL, LLC

By: /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
Email:
jenniferkash@quinnemanuel.com
ATTORNEYS FOR DEFENDANT
GOOGLE, INC.

By: /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
Email:
jenniferkash@quinnemanuel.com
ATTORNEYS FOR DEFENDANT
IAC SEARCH & MEDIA, INC.

By: /s/ Richard A. Cederth
SIDLEY AUSTIN LLP

One South Dearborn
Chicago, IL 60603
Telephone: 312-853-7000
Facsimile: 312-853-70363
Email: rcederoth@sidley.com
ATTORNEYS FOR DEFENDANT
MICROSOFT CORPORATION

By: /s/ John F. Bufe
P.O. Box 359 (75710)
110 N. College Ave.
500 Plaza Tower
Tyler, Texas 75702
Telephone: 903.597.8311
Facsimile: 903.593.0846
Email: johnbufe@potterminton.com
Morrison & Foerster, LLP
425 Market Street
San Francisco, CA 94105
ATTORNEYS FOR DEFENDANT
YAHOO!, INC.

CERTIFICATE OF SERVICE

I hereby certify that counsel of record who are deemed to have consented to electronic service are being served this 12th day of May, 2008, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

/s/ Christin K. Cho
Christin K. Cho