

Exhibit 1

1 IN THE U.S. DISTRICT COURT FOR THE EASTERN DISTRICT OF
2 TEXAS, MARSHALL DIVISION

3 -----:

4 PA ADVISORS, :

5 Plaintiff, : Civil Docket No.

6 vs. : 2:07-cv-00480-RRR

7 GOOGLE, INC., et al., :

8 Defendant. :

9 -----:

10 Washington, D.C.

11 Monday, December 28, 2009

12 The above-entitled matter came on for Pretrial
13 Conference, pursuant to Notice.

14 BEFORE: HONORABLE RANDALL R. RADER, Judge

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A P P E A R A N C E S

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ALSO PRESENT:

JASON TSCHOHL

YUKA TERAGUCHI

JENNIFER ROBINSON

ADAM ELTOUKHY

PETER CORCORAN

AKIKO OGAWA

ANDREW SPANGLER

* * * * *

1 P R O C E E D I N G S

2 JUDGE RADER: Can you hear so far?

3 MR. FENSTER: Good morning, Your Honor. This is
4 Marc Fenster with Russ, August & Kabat on behalf of
5 Plaintiff. Yes, I can hear you fine.

6 JUDGE RADER: Mr. White, you can hear me?

7 MR. WHITE: Yes, I can, Your Honor.

8 JUDGE RADER: Very good. And, Mr. Cannon, have
9 you joined us yet?

10 MR. CANNON: Yes, I have, Your Honor. I can
11 hear you.

12 JUDGE RADER: We are not -- I'm not picking up
13 your video yet. Are you sending it?

14 MR. CANNON: I should be. I see the video on my
15 screen, but I'm not sure why it's not reaching yours.

16 JUDGE RADER: Just a second.

17 MR. CANNON: Charles Verhoeven, counsel for
18 Google, will also be calling in.

19 MR. TSCHOHL: Mr. Cannon, above your picture and
20 video, there should be a little button that says Send
21 Video.

22 MR. CANNON: I see.

1 JUDGE RADER: Thank you. Let's go on to our
2 deadlines motions. Daubert, completion of experts and so
3 forth. The deadline that's currently in place for most
4 of those is February 5th.

5 If I took those to February 12th, would
6 everybody be happy?

7 MR. CANNON: Yes, Your Honor. That's the
8 Daubert motions, correct?

9 JUDGE RADER: Daubert and expert, completion of
10 expert discovery and objections to opposing party
11 experts, all of that by the 12th.

12 MR. FENSTER: Your Honor, with the current
13 schedule, I'd request that be moved to the 19th. The
14 reason is I do anticipate that we will need to supplement
15 and I'll have to bother the Court to request
16 supplementation based on the source code.

17 I think that Defendants' experts will need a
18 reasonable amount of time to do replies and then experts,
19 we need a week for expert depositions after that.

20 JUDGE RADER: Okay. Sounds reasonable. Mr.
21 Cannon, Mr. White, 19th? Will that work?

22 MR. CANNON: Your Honor, this is Brian Cannon.

1 That -- that seems okay. I didn't quite catch all the
2 dates that were set there.

3 JUDGE RADER: All the -- everything on the 19th,
4 Daubert motions, completion of expert discovery,
5 objections to other parties' experts, all on the 19th.

6 MR. CANNON: I think that's okay.

7 JUDGE RADER: Mr. White?

8 MR. WHITE: No objections from Yahoo, Your
9 Honor.

10 JUDGE RADER: Okay. Good. We've set our
11 deadlines. Trial. How long do you need to present your
12 case, Mr. Fenster?

13 MR. FENSTER: Your Honor, we anticipate three to
14 four days.

15 JUDGE RADER: Mr. Cannon?

16 MR. CANNON: Mr. Verhoeven can answer this
17 question.

18 MR. VERHOEVEN: I think we'd request five days,
19 Your Honor.

20 JUDGE RADER: Okay. I don't have that much
21 time, gentlemen. Now I'll give you -- I've got several
22 cases I'm doing in April, as you may know, and I will be