IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

ACTUS, LLC,	§	
	§	
Plaintiff,	8	
	8	
VS.	8	Civil Action No: 2:09-cv-102
	§	
BANK OF AMERICA CORP.;	\$\text{\tin}\text{\tint{\text{\tetx{\text{\tetx{\text{\text{\text{\text{\text{\text{\text{\text{\text{\text{\ti}\\\ \ti}}\\ \text{\text{\text{\text{\text{\text{\tin}\text{\ti}\text{\text{\text{\texi}\text{\texititt{\text{\texitile}\text{\texitt{\text{\texi}\text{\text{\texi}\text{\texitilex{\tiint{\titt{\text{\texi}\texitilex{\tiint{\texitilex{\tiint{\texiti	
BLAZE MOBILE, INC.;	8	Jury
CAPITAL ONE FINANCIAL CORP.;	§	·
ENABLE HOLDINGS, INC.;	§	
GOOGLE, INC.;	§	
GREEN DOT CORP.;	§	
JAVIEN DIGITAL PAYMENT	§	
SOLUTIONS, INC.;	§	
JPMORGAN CHASE & CO.;	§	
MASTERCARD INTERNATIONAL, INC.;	§	
META FINANCIAL GROUP, INC.;	@ @ @ @ @ @ @ @ @ @ @ @ @	
M&T BANK CORP.;	§	
OBOPAY, INC.;	§	
SONIC SOLUTIONS;	§	
VISA, INC.;		
VIVENDI UNIVERSAL U.S. HOLDING	§	
CO.;	% % %	
VIVENDI UNIVERSAL, SA;	§	
WAL-MART STORES, INC.;	§	
THE WALT DISNEY CO.;	§	
THE WESTERN UNION CO.;	§	
WILDTANGENT, INC.;	\$ \$ \$ \$ \$ \$ \$ \$	
AGILECO,	§	
Defendants.	§	

JOINT MOTION FOR EXTENSION OF CERTAIN DEADLINES

COMES NOW Plaintiff, Actus, LLC ("Actus") and Defendant MasterCard International, Inc. ("MasterCard") and files this Joint Motion for Extension of Certain Deadlines. On June 3, 2009 MasterCard filed its Motion to Dismiss Plaintiff's Claims Under Fed. R. Civ. P. 12(B)(1), 12 (B)(6) and 12(B)(7) and Memorandum of Law in Support (Dkt. 58). Pursuant to the Court's

June 9, 2009 Order (Dkt. 133), the current deadline for Actus to respond to MasterCard's Motion to Dismiss is July 31, 2009. The parties respectfully request the Court extend the deadline for Actus to respond to MasterCard's Motion to Dismiss until August 18, 2009. Additionally, the parties request the Court extend the deadline for MasterCard to reply to Plaintiff's Response to the Motion to Dismiss until September 11, 2009.

DATED: July 30, 2009 Respectfully submitted,

By: /s/ Bo Davis

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Attorneys for Defendant MasterCard International, Inc.

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Fed. R. Civ. P. 5(d) and Local Rule CV-5(d) and (e), all other counsel of record not deemed to have consented to electronic served were served with a true and correct copy of the foregoing by email, on this the 30th day of July, 2009.

/s/ Bo Davis