

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

FPX, LLC d/b/a FIREPOND, Individually and on Behalf of All Others Similarly Situated, <p style="text-align: center;">Plaintiff,</p>	§ §	Civil Action No. 2:09-cv-00142-TJW-CE <p style="text-align: center;">CLASS ACTION COMPLAINT</p> <p style="text-align: center;">JURY TRIAL REQUESTED</p>
v. GOOGLE, INC., YOUTUBE, LLC, AOL, LLC, TURNER BROADCASTING SYSTEM, INC., MYSPACE, INC. AND IAC/INTERACTIVECORP, <p style="text-align: center;">Defendants.</p>		

AGREED MOTION FOR ENTRY OF PROPOSED AGREED PROTECTIVE ORDER

Plaintiffs FPX, LLC d/b/a Firepond (“Plaintiff”) and Defendants Google Inc., YouTube, LLC, AOL LLC, Turner Broadcasting System, Inc., MySpace, Inc., and IAC/InterActiveCorp (collectively “Defendants”) hereby move the Court to enter their proposed Agreed Protective Order, and would respectfully show the Court the following:

The parties have agreed upon the entry of the protective order attached hereto as Exhibit “A.” Accordingly, Plaintiff and Defendants respectfully request that the Court enter the Agreed Protective Order being submitted herewith.

WHEREFORE, PREMISES CONSIDERED, the parties respectfully request that the Court grant this Motion and enter their proposed Agreed Protective Order.

Respectfully submitted,

/s/ Marc A. Fenster

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ATTORNEYS FOR DEFENDANTS GOOGLE INC.,
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BROADCASTING SYSTEM, INC., MYSPACE, INC.,
AND IAC/INTERACTIVECORP

CERTIFICATE OF SERVICE

I hereby certify that on February 15, 2010, I electronically submitted the foregoing document with the clerk of the court for the U.S. District Court, Eastern District of Texas, using the electronic case files system of the court. The electronic case files system sent a “Notice of Electronic Filing” to individuals who have consented in writing to accept this Notice as service of this document by electronic means. All other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by first class mail today, February 15, 2010.

/s/ Charles L. Babcock

Charles L. Babcock