

**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,**

Plaintiff,

v.

- (1) GOOGLE, INC.;**
- (2) YOUTUBE, LLC;**
- (3) AOL, LLC;**
- (4) TURNER BROADCASTING
SYSTEM, INC.;**
- (5) MYSPACE, INC., and**
- (6) IAC/INTERACTIVECORP**

Defendants.

**Civil Action No. 2:09-cv-00142-TJW
CLASS ACTION COMPLAINT**

JURY TRIAL REQUESTED

**THE RODNEY A. HAMILTON LIVING
TRUST and JOHN BECK AMAZING
PROFITS, LLC, Individually and on
Behalf of All Others Similarly Situated,**

Plaintiffs,

v.

- (1) GOOGLE, INC.; AND**
- (2) AOL, LLC**

Defendants.

Civil Action No. 2:09-cv-00151-TJW-CE

CLASS ACTION COMPLAINT

JURY TRIAL DEMANDED

ORDER

Came to be heard the parties' Agreed Motion to Modify the Court's Docket' Control Order filed jointly by Plaintiffs FPX, LLC, the Rodney A. Hamilton Living Trust, and John Beck Amazing Profits, LLC, and Defendants Google, Inc., YouTube, LLC, AOL, LLC, Turner Broadcasting System, Inc., MySpace, Inc., and IAC/Interactivecorp. After consideration of the

Agreed Motion the Court has determined the motion should be GRANTED and the Court's November 6, 2009 Docket Control Order should be modified.

IT IS THEREFORE ORDERED that the deadline for Plaintiffs to designate any expert witness(es) and file a report for any such witness upon whom Plaintiffs intend to rely in support of their Motions for Class Certification is now June 2, 2010.

IT IS FURTHER ORDERED that the deadline for Defendants to designate any such expert witness(es) and file a report for any such witness upon whom Defendants intend to rely in opposition to Plaintiffs' Motions for Class Certification is now July 7, 2010.

Signed on this _____ day of _____, 2010.

CHARLES EVERINGHAM IV
UNITED STATES MAGISTRATE JUDGE