

**IN THE 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.**

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

**Plaintiff,**

v.

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

**Defendants.**

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

**JURY TRIAL REQUESTED**

**Civil Action No. 2:09-cv-00151  
CLASS ACTION COMPLAINT**

**JURY TRIAL DEMANDED**

**PLAINTIFFS' AMENDED NOTICE OF EXPERT DISCLOSURE**

Plaintiffs FPX, LLC, The Rodney Hamilton Living Trust and John Beck Amazing Profits, LLC notifies the Court and all counsel of record that on June 2, 2010, pursuant to this Court's order of April 28, 2010 [Docket No. 62], it disclosed to counsel for Defendants Google, Inc., Youtube, LLC, AOL, LLC, Turner Broadcasting System, Inc., Myspace, Inc. and

IAC/Interactivecorp the consolidated expert report and designation for all expert witnesses upon whom they intend to rely in support of their Motions for Class Certification. These disclosures were served by electronic mail and first class mail.

Dated: June 4, 2010

Respectfully submitted,

By: /s/ Marc A. Fenster  
Marc A. Fenster, CA SB # 181067  
E-mail: [mfenster@raklaw.com](mailto:mfenster@raklaw.com)  
Raquel Vallejo, CA SB # 186667  
E-mail: [rvallejo@raklaw.com](mailto:rvallejo@raklaw.com)  
RUSS, AUGUST & KABAT  
12424 Wilshire Boulevard 12th Floor  
Los Angeles, California 90025  
Telephone: 310/826-7474  
Facsimile: 310/826-6991

Scott M. Kline TX SB # 11573100 LEAD  
E-mail: [scottkline@andrewskurth.com](mailto:scottkline@andrewskurth.com)  
ANDREWS KURTH LLP  
1711 Main Street, Suite 3700  
Dallas, Texas 75201  
Telephone: 214/659-4400  
Facsimile: 214/659-4401

David P. Whittlesey  
Email: [dwhittlesey@akllp.com](mailto:dwhittlesey@akllp.com)  
Ronald C. Low  
Email: [caseylow@andrewskurth.com](mailto:caseylow@andrewskurth.com)  
ANDREWS KURTH LLP - Austin  
111 Congress Ave, Suite 1700  
Austin, Texas 78701  
Telephone: 512/320-9213  
Facsimile: 512/320-9292

David M. Pridham, RI Bar No. 6625  
E-mail: [david@pridhamiplaw.com](mailto:david@pridhamiplaw.com)  
LAW OFFICE OF DAVID PRIDHAM  
25 Linden Road  
Barrington, Rhode Island 02806  
Telephone: 401/633-7247  
Facsimile: 401/633-7247

Andrew W. Spangler, TX SB # 24041960

E-mail: [spangler@spanglerlawpc.com](mailto:spangler@spanglerlawpc.com)

Todd Y. Brandt, TX SB # 24027051

E-mail: [brandt@spanglerlawpc.com](mailto:brandt@spanglerlawpc.com)

SPANGLER LAW P.C.

208 N. Green Street, Suite 300

Longview, Texas 75601

Telephone: 903/753-9300

Facsimile: 903/553-0403

**Attorneys for Plaintiffs**

**FPX, LLC, THE RODNEY A.**

**HAMILTON LIVING TRUST and JOHN**

**BECK AMAZING PROFITS, LLC**

**CERTIFICATE OF SERVICE**

I hereby certify that the counsel of record who are deemed to have consented to electronic service are being served on June 4, 2010 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.

Dated: June 4, 2010

/s/ Marc A. Fenster  
Marc A. Fenster