

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

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

ORDER GRANTING JOINT MOTION TO CONTINUE CERTAIN DEADLINES

On this date came on for consideration Plaintiff FPX, LLC d/b/a Firepond (“Plaintiff”) and Defendants Google Inc., YouTube, LLC, AOL Inc., Turner Broadcasting System, Inc., MySpace, Inc., and IAC/InterActiveCorp (collectively “Defendants”) Joint Motion to Continue Class Certain Deadlines. Having considered the Motion, the Court is of the opinion that the same should be granted.

It is therefore ORDERED that said Motion is GRANTED in its entirety and that the Court’s November 6, 2009 Docket Control Order is modified as follows. All deadlines not specifically modified herein remain the same.

1. Deadline for Plaintiff to file Motion for Class Certification: **September 17, 2010.**
2. Deadline for Defendants to file Opposition to Plaintiff’s Motion for Class Certification: **October 18, 2010.**
3. Deadline for Plaintiff to file a Reply to Defendants’ Opposition to Plaintiff’s Motion for Class Certification: **November 1, 2010.**

4. Deadline for Defendants to file a Sur-Reply on Plaintiff's Reply to Defendants' Opposition to Plaintiff's Motion for Class Certification: **November 15, 2010.**
5. Hearing on Plaintiff's Motion for Class Certification: _____
6. Deadline to file a *Daubert/Kumho* challenge to any expert witness designated in accordance with the Docket Control Order: **September 17, 2010.**
7. Plaintiffs may take the deposition of Defendants' expert, Dr. Itamar Simonson, after the close of discovery, namely, on a mutually agreeable date at the end of August, 2010.