

**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 this 28th day of April, 2010.

  
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CHARLES EVERINGHAM IV  
UNITED STATES MAGISTRATE JUDGE