

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

BENEFICIAL INNOVATIONS, INC.,	§	
	§	
Plaintiff,	§	
	§	
v.	§	CASE NO. 2:09-CV-175-TJW
	§	
	§	
CAREERBUILDER, LLC, ET AL.	§	
	§	
Defendants.	§	Jury Trial Demanded
	§	

**JOINT MOTION FOR FURTHER EXTENSION OF TIME TO SUBMIT
PROPOSED DOCKET CONTROL AND DISCOVERY ORDERS**

Plaintiff Beneficial Innovations, Inc. and Defendants Comcast Corporation, Disney Online, Google Inc., IAC Search & Media, Inc., Morris Communications Company, LLC, NBC Universal, Inc., The New York Times Company, and YouTube, LLC hereby file and present this Joint Motion for Further Extension of Time to Submit Proposed Docket Control and Discovery Orders.

On July 21, 2010, the Court entered an Order [Dkt. No. 123], directing the parties to submit their proposed docket control and discovery orders on September 13, 2010, and setting a status conference on August 30, 2010. At the status conference, the Court set the claim construction hearing for September 27, 2011, and the trial for September 4, 2012. The Court also reaffirmed that the parties should submit their proposed docket control and discovery orders by September 13, 2010. On September 13, 2010, the parties filed a Joint Motion for Extension of Time to Submit Proposed Docket Control and Discovery Orders, seeking an extension of time up to September 22, 2010 to submit the orders. On September 15, 2010, the Court entered an order granting an extension of time up to and including September 22, 2010 for the parties to

submit their proposed docket control and discovery orders. On September 21, 2010, the parties filed a Joint Motion for Extension of Time to Submit Proposed Docket Control and Discovery Orders, seeking an extension of time up to October 8, 2010 to submit the orders. That motion is still pending.

The parties continue to meet and confer regarding the proposed docket control and discovery orders, but have yet to finalize their submissions. The parties therefore respectfully request another short extension of time up to and including October 15, 2010, to submit their proposed docket control and discovery orders. The parties agree that this extension will not affect any other deadlines in the present action.

WHEREFORE, the parties respectfully request that the Court grant this Motion.

Date: October 8, 2010

Respectfully submitted,

/s/ Melissa Richards Smith

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on October 8, 2010.

/s/ Melissa Richards Smith

Melissa Richards Smith