

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

SHARING SOUND, LLC,

Plaintiff

v.

APPLE, INC. ET AL,

Defendants.

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CIVIL ACTION NO. 2:10-cv-162-DF

**DEFENDANT NAPSTER, LLC'S SECOND  
UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE ANSWER**

Defendant Napster, LLC ("Napster") files this Second Unopposed Motion for Extension of Time to File Answer.

1. The current deadline for Napster to respond to Plaintiff Sharing Sound, LLC's ("Sharing Sound") Complaint is August 6, 2010. Napster respectfully requests an extension of time to and including August 13, 2010 to answer, move, or otherwise respond to the Complaint.

2. The requested extension is not sought for delay, but so that the parties may continue negotiations toward a possible settlement of this matter.

3. Counsel for Napster has conferred with counsel for Sharing Sound, who indicated that Sharing Sound does not oppose this Motion.

Dated: August 5, 2010

Respectfully submitted,

/s/ Benjamin Setnick  
John H. McDowell, Jr.  
Texas State Bar No. 13570825  
Email: john.mcdowell@klgates.com  
Benjamin Setnick  
Texas State Bar No. 24058820

Email: ben.setnick@klgates.com  
K&L GATES LLP  
1717 Main Street  
Suite 2800  
Dallas, Texas 75201  
Telephone: (214) 939-5500  
Fax: (214) 939-5849

John J. Cotter (*pro hac vice*)  
Email: john.cotter@klgates.com  
K&L GATES LLP  
One Lincoln Street  
State St Financial Center  
Boston, MA 02111-2950  
Telephone: (617) 261-3178  
Fax: (617) 261-3175

Eric A. Prager (*pro hac vice*)  
K&L GATES LLP  
Email: eric.prager@klgates.com  
599 Lexington Avenue  
New York, NY 10022  
Telephone: (212) 536-3900  
Fax: (212) 536-3901

**ATTORNEYS FOR DEFENDANT  
NAPSTER, LLC**

**CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing has been served upon counsel of record through the Court's CM/ECF system on this 5<sup>th</sup> day of August 2010.

/s/ Benjamin Setnick  
Benjamin Setnick