UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TEXAS TEXARKANA DIVISION

ESN, LLC,	§	
	§	
Plaintiff,	§	
	§	NO. 5:08-cv-00020-DF
V.	§	
	§	
CISCO-SYSTEMS, INC. and	§	
CISCO-LINKSYS, LLC,	§	
,	8	
Defendants.	§	
	8	

CISCO-SYSTEMS, INC. AND CISCO-LINKSYS, LLC'S UNOPPOSED MOTION TO WITHDRAW AND SUBSTITUTE COUNSEL

Cisco-Systems, Inc. and Cisco-Linksys, LLC ("Cisco") request that its counsel of record, Samuel F. Baxter of McKool Smith, P.C., 104 E. Houston Street, Suite 300, Marshall, Texas 75670, and Garret W. Chambers of McKool Smith, P.C., 300 Crescent Court, Suite 1500, Dallas, Texas 75201, be allowed to withdraw as counsel for Cisco in the above-captioned case and that Michael E. Jones of Potter Minton, 110 N. College, Suite 500, Tyler, Texas 75702, be substituted as counsel in their place. Mr. Baxter and Mr. Chambers also request that they be removed from the electronic service list in this case.

Charles K. Verhoeven, Katherine H. Bennett and Kevin Smith of Quinn Emanuel Urquhart Oliver & Hedges, LLP, 50 California Street, 22nd Floor, San Francisco, California, 94111 and Victoria F. Maroulis and Sayuri K. Sharper of Quinn Emanuel Urquhart Oliver & Hedges, LLP, 555 Twin Dolphin Drive, Suite 560, Redwood Shores, California, 94065 will continue to be lead counsel of record.

This substitution of counsel has been agreed to by all parties, including Plaintiff, ESN, LLC, and is not sought for purposes of delay.

WHEREFORE, PREMISES CONSIDERED, Cisco-Systems, Inc. and Cisco-Linksys, LLC respectfully request that the Court grant this Unopposed Motion to Withdraw and Substitute Counsel and for such other and further relief to which Cisco may be justly entitled.

Dated: March 17, 2009. Respectfully Submitted,

McKOOL SMITH, P.C.

By: /s/ Garret W. Chambers
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Certificate of Conference

I hereby certify that I, counsel for Defendants Cisco-Systems, Inc. and Cisco-Linksys,

LLC contacted Johnny Ward, counsel for Plaintiff, regarding this motion, and that the motion is

unopposed.

/s/ Garret W. Chambers

Garret W. Chambers

Certificate of Service

The undersigned certifies that on March 17, 2009, the foregoing document was filed

electronically in compliance with Local Rule CV-5(a). As such, this motion was served on all

counsel who have consented to electronic service. Local Rule CV-5(a)(3)(A).

/s/ Garret W. Chambers

Garret W. Chambers

UNOPPOSED MOTION TO WITHDRAW AND SUBSTITUTE COUNSEL