

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

ADVANCEME, INC.,	§	
Plaintiff,	§	CIVIL CASE NO. 6:05-cv-424 (LED)
v.	§	
	§	
RAPIDPAY LLC, FIRST FUNDS LLC,	§	
MERCHANT MONEY TREE, INC.,	§	
REACH FINANCIAL, LLC, and	§	
FAST TRANSACT, INC. d/b/a	§	
SIMPLE CASH,	§	
Defendants.	§	
<hr/>		
ADVANCEME, INC.,	§	CIVIL CASE NO. 6:06-cv-0082 (LED)
Plaintiff,	§	
v.	§	<u>JURY TRIAL DEMANDED</u>
	§	
AMERIMERCHANT, LLC.,	§	
Defendant.	§	
<hr/>		

**PLAINTIFF'S UNOPPOSED MOTION FOR LEAVE TO FILE  
REPLY CLAIM CONSTRUCTION BRIEF IN EXCESS OF PAGE LIMIT**

Plaintiff, AdvanceMe, Inc., requests this Court for leave to file its Reply Claim Construction Brief In excess of the ten page limit. AdvanceMe, Inc. requests that this Court allow it to exceed the ten page limit by six pages, excluding attachments. Plaintiff requests the additional pages because it has determined that the current length of the brief is necessary to best present its argument to the Court.

///

///

///

Therefore, AdvanceMe, Inc. respectfully requests that this Court grant it leave to file its Reply Construction Claim Brief in excess of the page limits previously set by this Court. Counsel for AdvanceMe, Inc. has conferred with Doug McSwane, counsel for Defendants. Defendants have agreed to this motion. An Order reflecting same is attached for the Court's convenience.

Respectfully submitted,

DATED: October 10, 2006

By: /s/ Michael N. Edelman  
PAUL, HASTINGS, JANOFSKY & WALKER LLP  
Ronald S. Lemieux  
(CA Bar No. 120822) (Admitted Pro Hac Vice)  
Michael N. Edelman  
(CA Bar No. 180948) (Admitted Pro Hac Vice)  
Vidya R. Bhakar  
(CA Bar No. 220210) (Admitted Pro Hac Vice)  
Robert C. Matz  
(CA Bar No. 217822) (Admitted Pro Hac Vice)  
Shanée Y. Williams  
(CA Bar No. 221319) (Admitted Pro Hac Vice)

Five Palo Alto Square, Sixth Floor  
Palo Alto, CA 94306-2155  
Telephone: (650) 320-1800  
Telecopier: (650) 320-1900  
Email: ronlemieux@paulhastings.com

IRELAND, CARROLL & KELLEY, P.C.  
Otis W. Carroll, Attorney-in-Charge  
State Bar No. 03895700  
Deborah Race  
State Bar No. 16448700  
6101 South Broadway, Suite 500  
Tyler, TX 75703  
Telephone: 903-561-1600  
Facsimile: 903-581-1071  
Email: fedserv@icklaw.com

**ATTORNEYS FOR PLAINTIFF ADVANCEME, INC.**

///

///

///

**CERTIFICATE OF CONFERENCE**

The undersigned counsel for AdvanceMe, Inc. has conferred with Doug McSwane, counsel for Defendants. Defendants have agreed to this motion.

\_\_\_\_\_/s/  
Michael N. Edelman

**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). Any other counsel of record or parties will be served by facsimile transmission and/or first class mail this 10th day of October, 2006.

\_\_\_\_\_/s/  
Rosemary Jones-Shine

