

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

**i4i LIMITED PARTNERSHIP and
INFRASTRUCTURES FOR
INFORMATION, INC.,**

Plaintiffs

vs.

MICROSOFT CORPORATION,

Defendant

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**CASE NO. 6:07CV113
PATENT CASE**

ORDER

Having considered Plaintiff’s Emergency Motion to Clarify the Agreed Protective Order (Docket No. 421) and any opposition thereto, the Motion is **GRANTED**.

The Court **ORDERS** that (1) McKool Smith and Dr. Rhyne may attend and participate in interviews with the USPTO examiner, (2) Dr. Rhyne may submit a declaration on behalf of i4i to the USPTO, and (3) McKool Smith and Dr. Rhyne may assist reexamination counsel in responding to actions and decisions of the USPTO during the reexamination process and any appeals related thereto, provided that McKool Smith and Dr. Rhyne may not reveal Microsoft’s confidential information to the USPTO or any reexamination counsel or agent and McKool Smith and Dr. Rhyne may not use Microsoft’s confidential information for any purpose other than the litigation. *See Mirror Worlds, LLC v. Apple, Inc.*, No. 6:08-cv-88, 2009 U.S. Dist. LEXIS 70092 (E.D. Tex. Aug. 11, 2009) (J. Davis).

So ORDERED and SIGNED this 8th day of September, 2009.

A handwritten signature in black ink, appearing to read 'Leonard Davis', written over a horizontal line.

**LEONARD DAVIS
UNITED STATES DISTRICT JUDGE**