

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

MIRROR WORLDS, LLC,

Plaintiff,

v.

APPLE INC.,

Defendant.

Civil Action No. 6:08-CV-88 LED

JURY TRIAL DEMANDED

APPLE INC.,

Counterclaim Plaintiff,

v.

MIRROR WORLDS LLC,
MIRROR WORLDS TECHNOLOGIES,
INC.,

Counterclaim Defendants.

**APPLE INC.'S NOTICE OF NON-OPPOSITION TO MIRROR WORLDS, LLC'S
MOTION TO DISMISS APPLE'S INFRINGEMENT COUNTERCLAIM**

Defendant and Counterclaim Plaintiff Apple Inc. ("Apple") hereby notifies the Court that, in view of Mirror Worlds, LLC's Stipulation of Facts filed with the Court on Thursday, September 10, 2009, Apple does not oppose Mirror Worlds LLC's August 10, 2009 Motion to Dismiss Apple Inc.'s Infringement Counterclaim. Accordingly, Apple respectfully acknowledges that the Court should grant Mirror Worlds LLC's motion and dismiss Apple's counterclaim for patent infringement as to Mirror Worlds LLC. Mirror Worlds Technologies, Inc. has answered Apple's counterclaim and remains in the case.

Dated: September 10, 2009

Respectfully submitted,

/s/ Stefani C. Smith

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**Attorneys for Defendant and
Counterclaim Plaintiff
APPLE INC.**

CERTIFICATE OF SERVICE

This is to certify 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 this day, September 10, 2009.

/s/ Stefani C. Smith

Stefani C. Smith