

**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.

JOINT MOTION TO AMEND THE AMENDED DOCKET CONTROL ORDER

Mirror Worlds, LLC and Mirror Worlds Technologies, Inc. (“Mirror Worlds”) and Apple Inc.(“Apple”) (collectively, “the parties”) respectfully submit this Joint Motion To Amend the Amended Docket Control Order, entered on May 12, 2010, to extend the deadline within which to file *Daubert* motions related to Mirror Worlds’ expert Walter Bratic. Mr. Bratic relies on the opinion of Dr. Jacob Jacoby. Although Apple requested Dr. Jacoby’s deposition in advance of the discovery cut-off, Dr. Jacoby was unavailable for deposition prior to June 30, 2010. The parties have agreed to proceed with Dr. Jacoby’s deposition on June 30, 2010 but recognize that

Apple may need additional time to file its Daubert motion relating to Mr. Bratic. Therefore, the parties hereby move to amend the Amended Docket Control Order as follows:

ORIGINAL DEADLINE	NEW DEADLINE	DOCKET CONTROL ORDER ITEM
July 1, 2010	July 1, 2010	Dispositive Motions from all parties and any other motions that may require a hearing (including <i>Daubert</i> motions, but excepting those related to Walter Bratic) due. Motions shall comply with Local Rule CV-56 and Local Rule CV-7. <u>Motions to extend page limits will only be granted in exceptional circumstances.</u>
July 1, 2010	July 7, 2010	<i>Daubert</i> motions related to Walter Bratic due. Motions shall comply with Local Rule CV-56 and Local Rule CV-7. <u>Motions to extend page limits will only be granted in exceptional</u>
July 21, 2010	July 21, 2010	Response to Dispositive Motions (including <i>Daubert</i> motions, but excepting those related to Walter Bratic) due. Responses to dispositive motions filed prior to the dispositive motion deadline, including <i>Daubert</i> motions, shall be due in accordance with Local Rule CV-56 and Local Rule CV-7. <u>Motions to extend page limits will only be granted in exceptional circumstances.</u>
July 21, 2010	July 23, 2010	Response <i>Daubert</i> motions related to Walter Bratic due. Responses to dispositive motions filed prior to the dispositive motion deadline, including <i>Daubert</i> motions, shall be due in accordance with Local Rule CV-56 and Local Rule CV-7. <u>Motions to extend page limits will only be granted in exceptional circumstances.</u>
--	August 2, 2010	Replies due to all <i>Daubert</i> motions.

This extension is not sought for the purposes of delay, but instead so that justice may be served.

WHEREFORE, PREMISES CONSIDERED, the parties respectfully request the Court to amend the Docket Control Order as set forth herein.

Dated: June 28, 2010

Respectfully submitted,

/s/ Alexander Solo

/s/ Jeffrey G. Randall

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule CV-5 on this 28th day of June, 2010. As of this date, all counsel of record had consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3)(A).

/s/ Jeffrey G. Randall
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