

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

MIRROR WORLDS, LLC,

Plaintiff,

v.

APPLE INC.,

Defendant.

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

JURY TRIAL DEMANDED

**MOTION TO WITHDRAW APPLE’S NOVEMBER 25, 2008 FIRST AMENDED ANSWER, AFFIRMATIVE DEFENSES AND COUNTERCLAIMS**

Apple Inc. hereby moves to withdraw its November 25, 2008 First Amended Answer, Affirmative Defenses And Counterclaims (D.I. #48). In lieu of that document, Apple has submitted a revised pleading concurrently with its Motion for Leave To File Its First Amended Answer, Affirmative Defenses And Counterclaims. Apple intends this revised pleading to be the operative pleading should its motion for leave be granted. Although the pleading being submitted herewith has been updated since November 25, 2008, the patent infringement counterclaim against Mirror Worlds LLC and Mirror Worlds Technologies Inc. in the First Amended Answer, Affirmative Defenses And Counterclaims is identical to that filed on November 25, 2008.

A proposed order is being filed concurrently herewith.

Dated: December 23, 2008

Respectfully submitted,

/s/ Sonal N. Mehta

Matthew D. Powers

Lead Attorney

Steven S. Cherenky

Sonal N. Mehta (*Pro Hac Vice*)

Stefani C. Smith (*Pro Hac Vice*)

WEIL, GOTSHAL & MANGES LLP

201 Redwood Shores Parkway

Redwood Shores, CA 94065

650-802-3000 (phone)

650-802-3100 (fax)

matthew.powers@weil.com

steven.cherenky@weil.com

sonal.mehta@weil.com

stefani.smith@weil.com

Eric M. Albritton

Texas State Bar No. 00790215

ALBRITTON LAW FIRM

P.O. Box 2649

Longview, Texas 75606

(903) 757-8449 (phone)

(903) 758-7397 (fax)

ema@emafirm.com

*Attorneys for Defendant  
Apple Inc.*

**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 23rd day of December, 2008. As of this date, all counsel of record have 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/ Sonal N. Mehta  
Sonal N. Mehta