

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

MIRROR WORLDS, LLC

Plaintiff,

vs.

APPLE INC.,

Defendant.

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CIVIL NO. 6:08-cv-88 LED

JURY TRIAL DEMANDED

APPLE INC.’S REQUEST FOR AN ORAL HEARING

On December 23, 2008, Apple, Inc. filed its Motion for Leave to File its First Amended Answer, Affirmative Defenses & Counterclaims [D.I. 56]. Apple did not request a hearing at that time. On January 28, 2009, the briefing on Apple’s Motion was complete [D.I. 67]. At this time, Apple would like to request a hearing on its Motion. Mirror Worlds LLC does not believe a hearing is necessary, but if the Court wishes to conduct a hearing, Mirror Worlds has no objection.

Apple hereby respectfully requests from the Court an oral hearing on its Motion for Leave.

Dated: May 21, 2009

Respectfully submitted,

/s/ Steven S. Cherenky

Matthew D. Powers

Lead Attorney

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CERTIFICATE OF CONFERENCE

I certify that counsel for Apple have satisfied the “meet and confer” requirements of Local Rule CV-7(h).

The personal conference requirement of Local Rule CV-7(h) has been met. On May 19, 2009, Kenneth Stein of Stroock & Stroock & Lavan LLP, counsel of record for Mirror Worlds, LLC, and Nicholas Brown of Weil, Gotshal & Manges, LLP, counsel of record for Apple Inc. met and conferred telephonically. Mirror Worlds, LLC does not believe a hearing is necessary, but if the Court wishes to conduct a hearing, Mirror Worlds has no objection.

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a) on this 21st day of May, 2009. As of this date, all counsel of record that have consented to electronic service 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/ Stefani C. Smith
Stefani C. Smith