

KLAUSNER TECHNOLOGIES, INC.,)	
)	
Plaintiff,)	Civil Action No. 6:08-CV-00341-LED
)	
v.)	JURY TRIAL DEMANDED
)	
VERIZON WIRELESS (CELLCO)	
PARTNERSHIP d/b/a VERIZON)	
WIRELESS), et al.,)	
)	
Defendants.)	

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Respectfully submitted,

/s/Mark C. Nelson
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**ATTORNEYS FOR DEFENDANT
EMBARQ COMMUNICATIONS, INC.**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 2, 2009 I electronically filed the foregoing:

**EMBARQ COMMUNICATIONS, INC.'S FIFTH
UNOPPOSED MOTION TO EXTEND TIME TO ANSWER
OR OTHERWISE RESPOND TO PLAINTIFF'S COMPLAINT**

with the Clerk of the Court by using the CM/ECF System which will serve all counsel of record by notice of electronic filing, pursuant to Fed. R. Civ. P. 5(b)(2)(D).

/s/Darin Deaver
Darin W. Deaver

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**EMBARQ'S FIFTH UNOPPOSED MOTION TO EXTEND TIME TO
ANSWER OR OTHERWISE RESPOND TO COMPLAINT**