

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

ALOFT MEDIA, LLC,

Plaintiff,

v.

YAHOO!, INC., et al.,

Defendants.

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Civil Action No. 6:08-cv-509

JURY TRIAL DEMANDED

EXHIBIT "3"

Craig Tadlock

From: Beard, Brooks M. [BBeard@mofocom]
Sent: Friday, December 19, 2008 8:07 PM
To: aloft@emafirm.com
Cc: Jacobs, Michael A.
Subject: Aloft (cv-50 and cv-255); Request for Depo. Transcripts

Hi Craig,

In Aloft's Initial Disclosures in the cv-255 case, it identifies under Section "G" a 30(b)(6) deposition transcript for Aloft and a deposition transcript for Mr. Zilka, both taken in the Nokia (cv-99) case. Can you please send us a copy of those transcripts and any accompanying exhibits? If so designated, we will of course handle them in accordance with the Protective Order in the cv-50 case, as well as the protective order yet to be entered in the cv-250 case.

Thanks, and happy holidays,

Brooks

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