

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

ALOFT MEDIA, LLC,

Plaintiff,

v.

YAHOO! INC., GOOGLE, INC., AND AOL
LLC,

Defendants.

Civil Case No. 6:08-cv-509 (LED)

JOINT NOTICE OF AGREED MEDIATOR

Plaintiff ALOFT MEDIA, LLC and Defendants GOOGLE INC. and YAHOO! INC. respectfully submit this Joint Notice of Agreement as to the appointment of Ms. Heshia Abrams as mediator in this case, and subject to the Court's approval, they request that she be appointed as such.

Ms. Abrams contact information is as follows:

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June 5, 2009

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CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on June 5, 2009. Any other counsel of record will be served by U.S. first class mail on this same date.

/s/ Otis Carroll

Otis Carroll