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

| BEDROCK COMPUTER              | § |                            |
|-------------------------------|---|----------------------------|
| TECHNOLOGIES LLC,             | § |                            |
|                               | § |                            |
| Plaintiff,                    | § |                            |
|                               | § | CASE NO. 6:09-cv-269       |
| <b>v.</b>                     | § |                            |
|                               | § | <b>Jury Trial Demanded</b> |
| SOFTLAYER TECHNOLOGIES, INC., | § |                            |
| et al.                        | § |                            |
|                               | § |                            |
| Defendants.                   | § |                            |

# PLAINTIFF BEDROCK COMPUTER TECHNOLOGIES LLC'S RESPONSE TO MOVANTS MYSPACE, AMAZON.COM, AOL, CME GROUP, AND YAHOO!'S RENEWED MOTION TO DISMISS

On November 2, 2009, the Court granted Bedrock's Motion to Amend its Complaint to change the name of Match.com Inc. to Match.com LLC. *See* Dkt. No. 104. On November 17, 2009, MySpace, Inc., Amazon.com, Inc., AOL LLC, CME Group Inc., and Yahoo! Inc. ("Movants") filed a Response to Bedrock's Amended Complaint stating that "Movants renew their motion to dismiss in response to Bedrock's Amended Complaint." *See* Dkt. No. 113. As such, Bedrock respectfully renews its request that the Court deny the Movants' Renewed Motion to Dismiss and accordingly incorporates by reference into this Response the pleadings that Bedrock submitted in opposition to the Movants' original Motion to Dismiss (Dkt. Nos. 98 and 84).

DATED: November 20, 2009

Respectfully submitted,

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<u>\_/s/ Sam F. Baxter\_</u>

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ATTORNEYS FOR PLAINTIFF **BEDROCK COMPUTER** TECHNOLOGIES LLC

# **CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who have consented to electronic service on this, the 20th day of November, 2009. Local Rule CV-53(a)(3)(A).

/s/ Austin Curry
Austin Curry