

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

BEDROCK COMPUTER
TECHNOLOGIES LLC,

Plaintiff,

v.

SOFTLAYER TECHNOLOGIES, INC., et
al.,

Defendants.

CASE NO. 6:09–CV–00269

Hon. Leonard E. Davis

JURY TRIAL DEMANDED

**DEFENDANTS’ NOTICE OF ESTIMATED AMOUNT OF TIME
REQUESTED FOR THE *MARKMAN* HEARING**

Pursuant to the Docket Control Order dated February 3, 2010 (Dkt. No. 174), Defendants Google Inc., Match.com, LLC, Yahoo! Inc., MySpace Inc., AOL Inc., Softlayer Technologies, Inc., and Amazon.com Inc. file this Notice of Estimated Amount of Time Requested for the *Markman* hearing.

Defendants estimate the *Markman* Hearing will take 3-4 hours, which is in line with “the Court’s standard practice to conclude claim construction hearings by lunch.” (Docket No. 252) Defendants anticipate that the Court will hear the arguments on the summary judgment motion of indefiniteness after lunch.

In contradiction, “[p]laintiff suggests that the Court allow 3 hours for the hearing, with 1.0 hour allotted to each side for claim construction and .5 hour allotted to each side for oral

argument” on Plaintiff’s pending discovery motions. (Dkt. No. 297.) Defendants are not opposed to addressing *both* Defendants’ and Plaintiff’s pending discovery motions in a discovery hearing. However, Defendants do not believe it is appropriate to address discovery motions during the time that has been set aside for the claim construction and summary judgment hearings and to only address those pending motions filed by Bedrock. Given the number of claim construction and summary judgment issues, Defendants suggest that any hearing addressing the parties’ discovery disputes be scheduled on a different day than the claim construction hearing.¹

¹ Defendants will address this further in their forthcoming response to Bedrock’s Motion To Set a Case Management Conference. (Dkt. No. 288.)

Dated: September 24, 2010

Respectfully submitted,

By: /s/ Todd Briggs

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who have consented to electronic service are being served with a copy of this document via electronic mail on Sept. 24, 2010, and that all counsel of record who have consented to electronic service are being served with a notice of filing of this document, under seal, pursuant to L.R. CV-5(a)(7).

Date: Sept. 24, 2010

/s/ Todd Briggs

Todd Briggs