

children, ages 9, 11, and 13, lives in Cupertino, California, and for 7 years has never missed a Passover holiday with her family. In the Jewish tradition, the Passover celebration is one of the holiest and most important of all holidays.

2. Ms. Pennypacker and Mr. Stern have checked flights from California to Texas, and it appears that there is no flight schedule that they can take after sundown on the evening of April 20th (after the second Passover day is completed) that will allow them to get to Tyler, Texas to participate in trial on April 21. Accordingly, they are also requesting the trial not occur on April 21, 2011.
3. All of the remaining Defendants agree to this request. Plaintiff agrees to this request with regard to the dates of April 19, 2011 and April 20, 2011 but does not agree with the request to the extent it involves the date of April 18, 2011 or April 21, 2011.
4. The inventor and corporate witness for the Plaintiff, Dr. Richard Nemes, observes Passover in the Orthodox Jewish tradition. Plaintiff has told Defendants that he requests that trial not occur on the dates of April 19, 2011, April 20, 2011, April 25, 2011, and April 26, 2011 so that he may observe Passover in accordance with his faith. Defendants all agree to this request of the Plaintiff and Plaintiff has indicated it will file an agreed Motion concerning these dates.

WHEREFORE, PREMISES CONSIDERED, Google Inc. and Match.com, LLC request that the trial in this matter not occur on the dates set forth above.

Dated: March 11, 2011

Respectfully submitted,

/s/ Michael E. Jones

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**ATTORNEYS FOR DEFENDANT GOOGLE
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to 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 March 11, 2011. Any other counsel of record will be served by First Class U.S. mail on this same date.

/s/ Michael E. Jones

Michael E. Jones

CERTIFICATE OF CONFERENCE

I hereby certify I have met and conferred on numerous occasions with Plaintiff counsel, Jason Cassady, regarding the relief sought in this motion and Mr. Cassady has indicated that he does not agree to the entire relief sought in this motion.

/s/ Michael E. Jones

Michael E. Jones