

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

BEDROCK COMPUTER §
TECHNOLOGIES LLC, §
 §
Plaintiff, §
 §
v. §
 §
SOFTLAYER TECHNOLOGIES, INC., §
CITIWARE TECHNOLOGY §
SOLUTIONS, LLC, GOOGLE INC., §
YAHOO! INC., MYSPACE INC., §
AMAZON.COM INC., PAYPAL INC., §
MATCH.COM, LLC, AOL LLC, AND §
CME GROUP INC., §
 §
Defendants. §

CASE NO. 6:09-CV-269-LED

Jury Trial Demanded

FIRST AMENDED JOINT SUBMISSION OF JURY MATERIALS FOR FIRST TRIAL

Plaintiff Bedrock Computer Technologies LLC (“Plaintiff”) and Google Inc. (“Defendant”), hereby submit the following jury materials:

Attached as Exhibit A hereto is the parties’ Joint Proposed Final Jury Instructions, with bracketed and highlighted individual proposals.

Attached as Exhibit B hereto is Plaintiff’s Proposed Verdict Form.

The parties reserve the right to amend, supplement, or modify these proposed jury materials as the case proceeds toward the final pre-trial conference and trial, and as the parties continue to meet and confer regarding these materials. Additionally, the parties do not waive any objections to issues that are the subject of pending motions, including *Daubert* motions, motions to strike, motions for summary judgment, and motions *in limine*.

DATED: April 12, 2011.

Respectfully submitted,

McKOOL SMITH, P.C.

/s/ Douglas A. Cawley

Douglas A. Cawley, *Lead Attorney*

Texas State Bar No. 04035500

dcawley@mckoolsmith.com

Theodore Stevenson, III

Texas State Bar No. 19196650

tstevenson@mckoolsmith.com

Rosemary T. Snider

Texas Bar No. 18796500

rsnider@mckoolsmith.com

Scott W. Hejny

Texas Bar No. 24038952

shejny@mckoolsmith.com

Jason D. Cassady

Texas Bar No. 24045625

jcassady@mckoolsmith.com

J. Austin Curry

Texas Bar No. 24059636

jcurry@mckoolsmith.com

Phillip M. Aurentz

Texas State Bar No. 24059404

paurentz@mckoolsmith.com

McKOOL SMITH, P.C.

300 Crescent Court, Suite 1500

Dallas, Texas 75201

(214) 978-4000

(214) 978-4044 FAX

Sam F. Baxter

Texas State Bar No. 01938000

sbaxter@mckoolsmith.com

McKOOL SMITH, P.C.

104 E. Houston St., Suite 300

Marshall, TX 75670

(903) 923-9000

(903) 923-9099 FAX

Robert M. Parker
Texas Bar No. 15498000
Robert Christopher Bunt
Texas Bar No. 00787165
PARKER BUNT & AINSWORTH, P.C.
100 E. Ferguson, Suite 1114
Tyler, Texas 75702
Telephone: 903-531-3535
Facsimile: 903-533-9687
E-mail: rmparker@pbatyler.com
E-mail: rcbunt@pbatyler.com

**ATTORNEYS FOR PLAINTIFF
BEDROCK COMPUTER
TECHNOLOGIES LLC**

*/s/Claude M. Stern (with permission by Douglas A.
Cawley)*

Claude M. Stern
claudestern@quinnemanuel.com
Evette D. Pennypacker
evettepennypacker@quinnemanuel.com
Todd M. Briggs
toddbriggs@quinnemanuel.com
QUINN EMANUEL URQUHART & SULLIVAN, LLP
555 Twin Dolphin Dr., 5th Floor
Redwood Shores, CA 94065
Telephone: 650-801-5000
Facsimile: 650-801-5100

Michael E. Jones
mikejones@potterminton.com
Texas State Bar No. 10929400
POTTER MINTON, P.C.
110 N. College
Tyler, Texas 75702
Telephone: 903-597-8311
Fax: 903-593-0845

**ATTORNEYS FOR DEFENDANT
GOOGLE INC.**

CERTIFICATE OF SERVICE

The undersigned certifies, on April 12, 2011, the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this notice was served on all counsel who have consented to electronic service. Local Rule CV-5(a)(3)(A).

/s/Douglas A. Cawley

Douglas A. Cawley