

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

EOLAS TECHNOLOGIES, INC.

§

Plaintiff,

§

§

v.

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CIVIL ACTION NO. 6:09-CV-446 (LED)

§

ADOBE SYSTEMS, INC. ET AL.,

§

§

Defendants.

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**UNOPPOSED MOTION TO WITHDRAW YAHOO!, INC.'S
DAUBERT MOTION TO EXCLUDE PORTIONS OF EXPERT
TESTIMONY OF ROY WEINSTEIN [DKT. NO. 907]**

Defendant Yahoo!, Inc. (“Yahoo!”) files this Unopposed Motion to Withdraw Yahoo!, Inc.’s *Daubert* Motion to Exclude Portions of Expert Testimony of Roy Weinstein [Dkt. No. 907] and would respectfully show the Court the following:

On August 19, 2011 Yahoo! filed a motion to exclude certain portions of Roy Weinstein’s expert report. (*See* Dkt. No. 907). The specific concerns raised in that motion have been addressed. Therefore, Yahoo! respectfully requests that the Court enter an Order withdrawing Yahoo!, Inc.’s *Daubert* Motion to Exclude Portions of Expert Testimony of Roy Weinstein [Dkt. No. 907].

Dated: October 25, 2011

Respectfully submitted,

/s/ Jennifer H. Doan

Jennifer H. Doan (TX Bar No. 08809050)

Joshua R. Thane (TX Bar No. 24060713)

HALTOM & DOAN

Crown Executive Center, Suite 100

6500 Summerhill Road

Texarkana, TX 75503

Telephone: (903) 255-1000

Facsimile: (903) 255-0800

Email: jdoan@haltomdoan.com

Email: jthane@haltomdoan.com

Edward R. Reines

Jared B. Bobrow

Sonal N. Mehta

Aaron Y. Huang

Andrew L. Perito

WEIL, GOTSHAL & MANGES LLP

201 Redwood Shores Parkway

Redwood Shores, CA 94065

Telephone: (650) 802-3000

Facsimile: (650) 802-3100

Email: edward.reines@weil.com

Email: jared.bobrow@weil.com

Email: sonal.mehta@weil.com

Email: aaron.huang@weil.com

Email: andrew.perito@weil.com

Doug W. McClellan

WEIL, GOTSHAL & MANGES LLP

700 Louisiana, Suite 1600

Houston, TX 77002

Telephone: (713) 546-5000

Facsimile: (713) 224-9511

Email: doug.mcclellan@weil.com

Otis Carroll (TX Bar No. 3895700)
Deborah Race (TX Bar No. 11648700)
IRELAND, CARROLL & KELLEY, P.C.
6101 South Broadway, Suite 500
Tyler, Texas 75703
Telephone: (903) 561-1600
Facsimile: (903) 581-1071
Email: fedserv@icklkw.com

**ATTORNEYS FOR DEFENDANT
YAHOO! INC.**

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). All other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by certified mail, return receipt requested, on this the 25th day of October, 2011.

/s/ Jennifer H. Doan
Jennifer H. Doan