

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

Eolas Technologies Incorporated,

Plaintiff,

vs.

Adobe Systems Inc., Amazon.com, Inc.,
Apple Inc., Argosy Publishing, Inc.,
Blockbuster Inc., CDW Corp.,
Citigroup Inc., eBay Inc., Frito-Lay, Inc.,
The Go Daddy Group, Inc., Google Inc.,
J.C. Penney Company, Inc., JPMorgan
Chase & Co., New Frontier Media, Inc.,
Office Depot, Inc., Perot Systems Corp.,
Playboy Enterprises International, Inc.,
Rent-A-Center, Inc., Staples, Inc., Sun
Microsystems Inc., Texas Instruments Inc.,
Yahoo! Inc., and YouTube, LLC

Defendants.

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Civil Action No. 6:09-CV-00446-LED

JURY TRIAL

PLAINTIFFS' UNOPPOSED MOTION TO EXTEND THE DEADLINE
FOR PLAINTIFFS' REBUTTAL EXPERT REPORT

Plaintiffs the Regents of the University of California and Eolas Technologies, Inc.
(collectively, "Plaintiffs") file this, their Unopposed Motion to Extend the Deadline For
Plaintiffs' Rebuttal Expert Report and respectfully show the Court the following:

On September 15, 2011, the Court entered a Docket Control Order setting November 15,
2011, as the deadline for rebuttal expert reports. [Dkt. No. 979.] The Court previously granted
Plaintiffs' unopposed motion to extend the deadline for the rebuttal to the reports filed by
Nicholas P. Godici from November 15, 2011 up to and including November 29, 2011. [Dkt. No.
1105.] To fully address Mr. Godici's original and supplemental reports, Plaintiffs have
requested a second extension of the deadline for Plaintiffs' rebuttal expert report to Nicholas P.

Godici's expert reports from the current deadline of November 29, 2011 up to and including December 6, 2011.

This Motion is not made for delay and should not impact any other deadline applicable to this litigation. Accordingly, Plaintiffs respectfully move the Court for an Order extending the deadline for Plaintiffs to serve their rebuttal expert report to Nicholas P. Godici's expert reports from November 29, 2011 up to and including December 6, 2011. Defendants have indicated that they are not opposed to the relief requested in this motion.

Dated: November 29, 2011.

MCKOOL SMITH, P.C.

/s/ Mike McKool

Mike McKool

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**ATTORNEYS FOR PLAINTIFF
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AND THE REGENTS OF THE
UNIVERSITY OF CALIFORNIA**

CERTIFICATE OF CONFERENCE

Counsel for Plaintiffs have conferred with counsel for Defendants regarding the relief requested in this Motion. Defendants are unopposed to the relief requested in this Motion.

/s/ Josh Budwin _____
Josh W. Budwin

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 services pursuant to Local Rule CV-5(a)(3)(A), on November 29, 2011.

/s/ Josh Budwin _____
Josh W. Budwin