

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

**EOLAS TECHNOLOGIES  
INCORPORATED,**

**Plaintiff,**

**vs.**

**ADOBE SYSTEMS, INC., et al.,**

**Defendants.**

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**CASE NO. 6:09-CV-446**

**ORDER**

Before the Court are two motions for separate trial (Docket Nos. 1133 & 1134) and Yahoo!'s Unopposed Motion for Expedited Briefing and Hearing on Yahoo!'s Motion for Separate Trial (Docket No. 1135). Yahoo!'s Unopposed Motion for Expedited Briefing and Hearing on Yahoo!'s Motion for Separate Trial is **GRANTED in PART** and **DENIED in PART**. The Court **ORDERS** that briefing on the two motions for separate trial proceed according to the following schedule:

- Response due: Wednesday, December 21, 2011;
- Reply due: Tuesday, December 27, 2011; and
- Surreply due: Tuesday, January 3, 2012.

All parties in this case are further **ORDERED** to meet and confer in an effort to arrive at a joint, proposed trial plan and schedule. The parties shall submit their joint, proposed trial plan and schedule to the Court by January 4, 2012. If the parties are unable to arrive at a consensus, they shall file a status update regarding the parties' relative positions on a trial plan by January 4, 2012.

So ORDERED and SIGNED this 15th day of December, 2011.



LEONARD DAVIS<sup>1</sup>  
UNITED STATES DISTRICT JUDGE