

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

EOLAS TECHNOLOGIES, INC. and
THE REGENTS OF THE UNIVERSITY
OF CALIFORNIA

Plaintiff,

v.

ADOBE SYSTEMS, INC. ET AL.,

Defendants.

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

**DEFENDANTS AMAZON AND YAHOO!'S
NOTICE OF ESTIMATED TRIAL TIME**

Defendants Amazon.com Inc. and Yahoo! Inc. (“Defendants”) hereby submit their estimate of the amount of time requested for jury selection and trial in this matter pursuant to the Docket Control Order and state:

Currently ten (10) defendants remain in this litigation. As two or more trial groups have been requested, Yahoo! and Amazon only propose times for the parties’ suggested groups in which they are included. Each of the defendants has different technologies, experts and fact witnesses. As such, Defendants reserve the right to amend this pleading in the event that either Defendant is grouped with other disparate technologies, or with defendants with whom they do not share trial efficiencies, asserted claims or products. In addition, as discovery is ongoing with Plaintiff The Regents of the University of California and the experts, Defendants reserve the right to amend the request at or before the close of discovery. Further, Defendants reserve the right to amend this submission in response to the Court’s rulings regarding trial organization.

Finally, as there are also numerous unresolved legal issues, including major evidentiary questions, Yahoo! and Amazon reserve the right to amend on that basis as well.

Specifically, Yahoo! and Amazon propose the following time limits per side:

Trial of Yahoo! Only:

- (1) Voir Dire - 45 min
- (2) Opening - 45 min
- (3) Testimony - 17 hours
- (4) Closing - 60 min

Trial of Amazon Only:

- (1) Voir dire - 45 min
- (2) Opening - 45 min
- (3) Testimony - 15 hours
- (4) Closing - 60 min

Trial of Yahoo! and Amazon Only:

- (1) Voir dire - 60 min
- (2) Opening – 60 min
- (3) Testimony - 20 hours
- (4) Closing – 75 min

Trial of Yahoo!, Amazon, Citi, CDW, and Go-Daddy Only:¹

- (1) Voir Dire – 90 min

¹ These estimates are proposed by Amazon and Yahoo! and are not endorsed by the other defendants in this group, who specifically reserve the right to make their own trial estimates.

- (2) Opening - 90 min
- (3) Testimony - 26 hours
- (4) Closing - 150 min

Respectfully submitted,

/s/ Jennifer H. Doan

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**ATTORNEYS FOR DEFENDANTS
AMAZON.COM INC. and YAHOO!
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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 9th day of January, 2012.

/s/ Jennifer H. Doan _____

Jennifer H. Doan