

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

EOLAS TECHNOLOGIES, INC., AND	§	
THE REGENTS OF THE	§	
UNIVERSITY OF CALIFORNIA,	§	
	§	
Plaintiffs,	§	CIVIL ACTION NO. 6:09-CV-446 (LED)
	§	
v.	§	
	§	
ADOBE SYSTEMS, INC. ET AL.,	§	
	§	
Defendants.	§	

**UNOPPOSED MOTION FOR DEADLINE FOR
DEFENDANTS TO SUBMIT REVISED DEPOSITION DESIGNATIONS**

Defendants Adobe Systems, Inc., Amazon.com, Inc., CDW LLC, Citigroup Inc., The Go Daddy Group, Inc., Google, Inc., J.C. Penney Corp., Inc., Staples, Inc., Yahoo! Inc., and YouTube LLC (collectively the “Defendants”) respectfully move to set a deadline for Defendants to submit revised deposition designations.

The Defendants submitted their opening Deposition Designations on January 5, 2012, in accordance with the parties’ agreement and the Court’s amended docket control order. (Dkt. No. 1174). Plaintiffs have raised the issue that the various designations exceed the time limitations set by the Court’s standing order on deposition designations.

The parties have met and conferred, and Defendants have agreed to revisit their designations in order to eliminate any redundancies, combine designations as appropriate, and to otherwise cut back on designations. Defendants may still seek leave to use deposition designations at trial which exceed that permitted by the Court’s standing order depending on how the Court determines that this case should be tried (e.g. more than one trial and dividing

defendants into smaller groups or individually for trial) but will endeavor to revise their designations as much as practical to fall within the spirit of the Court's standing order. Plaintiffs are not opposed to the addition of this deadline for Defendants to submit revised designations.

For these reasons, the parties respectfully request that the Court set a pretrial deadline for submission of revised deposition designations and extend the deadline for providing rebuttal designations and objections to the revised deposition designations:

EVENT	PROPOSED DEADLINE
Defendants' Revised Video and Stenographic Deposition Designations due.	January 11, 2012
Defendants' Objections to Plaintiffs' Video and Stenographic Deposition Designations due.	January 12, 2012
Plaintiffs' Rebuttal Designations and Objections to Defendants' Revised Video and Stenographic Deposition Designations due.	January 18, 2012
Defendants' Objections to Plaintiffs' Rebuttal Deposition Designations due.	January 21, 2012

Respectfully submitted,

Dated: January 10, 2012

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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 10th day of January, 2012.

/s/ Christopher M. Joe

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