



as “Moving Defendants.” Citigroup Inc., Frito-Lay, Inc., J.C. Penney Company, Inc., Office Depot, Inc., Perot Systems Corp., Rent-A-Center, Inc., Staples, Inc., and Texas Instruments Inc. are collectively referred to as “Non-Moving Defendants.”

I.

On February 10, 2010 Moving Defendants filed their Motion (Dkt. 214). On February 11, 2010 CDW Corporation joined the Moving Defendants’ Motion (*see* Dkt. 215) as did JPMorgan Chase & Co. (*see* Dkt. 216).

The current deadline for Eolas to respond to the Moving Defendants’ Motion is February 25, 2010. Eolas respectfully requests leave to extend this deadline by two weeks, from February 25, 2010 until March 11, 2010. Neither Moving Defendants nor Non-Moving Defendants oppose this extension.

II.

This motion is not made for delay, and should not impact any other deadline applicable to this litigation. The status conference in this case is scheduled for March 1, 2010.

III.

Accordingly, Eolas respectfully requests that the Court grant the present motion and extend the deadline for Eolas to respond to Moving Defendants’ Motion by two weeks, from February 25, 2010 until March 11, 2010.

Dated: February 16, 2010.

**McKool Smith, P.C.**

/s/ Mike McKool

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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). As such, this document was served on all counsel who have consented to electronic service. Local Rule CV-5(a)(3)(A) on February 16, 2010.

/s/ Josh Budwin  
Josh Budwin

**CERTIFICATE OF CONFERENCE**

I certify that I have discussed the substance of this motion with counsel for both Moving Defendants and Non-Moving Defendants. Neither Moving Defendants nor Non-Moving Defendants oppose the relief requested herein.

/s/ Josh Budwin