

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

Eolas Technologies Incorporated,	§	
	§	
Plaintiff,	§	Civil Action No. 6:09-cv-446
	§	
	§	
vs.	§	
	§	
Adobe Systems Inc., Amazon.com, Inc.,	§	JURY TRIAL
Apple 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.	§	

**EOLAS' UNOPPOSED MOTION TO SEAL ITS RESPONSE TO DEFENDANTS
ADOBE SYSTEMS, INC., AMAZON.COM, INC., APPLE INC., BLOCKBUSTER INC.,
EBAY INC., THE GO DADDY GROUP, INC., GOOGLE INC., NEW FRONTIER
MEDIA, INC., PLAYBOY ENTERPRISES INTERNATIONAL, INC., SUN
MICROSYSTEMS INC., YAHOO! INC., AND YOUTUBE, LLC'S MOTION TO
TRANSFER TO THE U.S. DISTRICT COURT FOR THE NORTHERN DISTRICT OF
CALIFORNIA PURSUANT TO 28 U.S.C. §1404(A)**

Plaintiff Eolas Technologies Incorporated (“Eolas” or “Plaintiff”) hereby files this Unopposed Motion to Seal its Response to Defendants Adobe Systems, Inc., Amazon.com, Inc., Apple Inc., Blockbuster Inc., Ebay Inc., The Go Daddy Group, Inc., Google Inc., New Frontier Media, Inc., Playboy Enterprises International, Inc., Sun Microsystems Inc., Yahoo! Inc., and YouTube, LLC’s Motion to Transfer to the U.S. District Court for the Northern District of California Pursuant to 28 U.S.C. §1404(a) (“Motion to Transfer”). Eolas’ response to the

Motion to Transfer is presently due on June 2, 2010 (*see* dkt. 265). Eolas respectfully shows the Court as follows:

The parties are still negotiating a Protective Order, and, as such the Court has not yet entered a Protective Order in this case. Some of the exhibits to Eolas' response are excerpts of depositions and documents produced by the defendants which were designated by the defendants as "Confidential" pursuant to P.R. 2-2. Some additional exhibits to Eolas' response are Eolas documents containing personally identifying information of Eolas personnel and other Eolas confidential information, which it plans produce and label as "confidential" pursuant to P.R. 2-2. Once a Protective Order is entered, Eolas expects that the Protective Order will require documents marked as "Confidential" pursuant to P.R. 2-2 to be filed under seal. Accordingly, Eolas requests leave of Court to allow it to file its response to the Motion to Transfer under seal.

This Motion is Unopposed. A Proposed Order is attached.

DATED: May 25, 2010.

Respectfully submitted,

McKool Smith, P.C.

/s/ Mike McKool

Mike McKool

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**ATTORNEYS FOR PLAINTIFF
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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 notice was served on all counsel who have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to FED. R. CIV. P. 5(d) and Local Rule CV-5(e), 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 electronic mail by agreement of the parties on this the 25th day of May, 2010.

/s/ Josh Budwin _____
Josh Budwin