

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

EOLAS TECHNOLOGIES INC.,

Plaintiff,

vs.

ADOBE SYSTEMS, INC., ET AL.,

Defendants.

Civil Action No. 6:09-cv-446-LED

AND RELATED COUNTERCLAIMS

**MOVING DEFENDANTS' THIRD NOTICE OF SUPPLEMENTAL AUTHORITY IN
SUPPORT OF TRANSFER TO THE NORTHERN DISTRICT OF CALIFORNIA**

Moving Defendants file their Third Notice of Supplemental Authority in Support of Transfer to bring to the Court's attention to a recent District Court opinion that deals with one or more issues before the Court:

1. Magistrate Judge Charles Everingham's Transfer Order of July 22, 2010, in *Software Rights Archive, LLC v. Google, Inc.*, No. 2:07-CV-511 (CE) (E.D. Tex.), attached as Exhibit 1.

Dated: July 27, 2010

/s/Teague I. Donahey

David T. Pritikin
dpritikin@sidley.com
Richard A. Cederoth
rcederoth@sidley.com
SIDLEY AUSTIN LLP
One South Dearborn
Chicago, Illinois 60603
Telephone: (312) 853-7000
Facsimile: (312) 853-7036

Theodore W. Chandler
tchandler@sidley.com
SIDLEY AUSTIN LLP
555 W. Fifth Street
Los Angeles, California 90013
Telephone: (213) 896-6000
Facsimile: (213) 896-6600

Teague I. Donahey
tdonahey@sidley.com
SIDLEY AUSTIN LLP
555 California Street
San Francisco, California 94104
Telephone: (415) 772-1200
Facsimile: (415) 772-7400

Eric M. Albritton
Texas State Bar No. 00790215
ema@emafirm.com
ALBRITTON LAW FIRM
P.O. Box 2649
Longview, Texas 75606
Telephone: (903) 757-8449
Facsimile: (903) 758-7397

Attorneys for Defendant
APPLE INC.

/s/Joseph P. Reid

David J. Healey
Texas State Bar No. 09327980
Healey@fr.com
FISH & RICHARDSON P.C.
1 Houston Center
1221 McKinney Street, Suite 2800
Houston, Texas 77010
Telephone: (713) 654-5300
Facsimile: (713) 652-0109

OF COUNSEL:
Frank E. Scherkenbach
Scherkenbach@fr.com
FISH & RICHARDSON P.C.
225 Franklin Street
Boston, Massachusetts 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

Joseph P. Reid
Reid@fr.com
Jason W. Wolff
Wolff@fr.com
FISH & RICHARDSON P.C.
12390 EI Camino Real
San Diego, California 92130
Telephone: (858) 678-5070
Facsimile: (858) 678-5099

Attorneys for Defendant
ADOBE SYSTEMS INCORPORATED

/s/Joseph H. Lee

Douglas Lumish
doug.lumish@weil.com
Jared Bobrow
jared.bobrow@weil.com
Joseph H. Lee
joseph.lee@weil.com
WEIL, GOTSHAL & MANGES LLP
201 Redwood Shores Parkway
Redwood Shores, California 94065
Telephone: (650) 802-3000
Facsimile: (650) 802-3100

Christian J. Hurt
Texas State Bar No. 24059987
christian.hurt@weil.com
WEIL, GOTSHAL & MANGES LLP
700 Louisiana, Suite 1600
Houston, Texas 77002
Telephone: (713) 546-5000
Facsimile: (713) 224-9511

Attorneys for Defendants
AMAZON.COM, INC., EBAY INC., AND
YAHOO! INC.

/s/David Kent Wooten

David Kent Wooten
Texas State Bar No. 24033477
dwooten@velaw.com
VINSON & ELKINS L.L.P.
1001 Fannin Street
2500 First City Tower
Houston, Texas 77002
Telephone: (713) 758-2222
Facsimile: (713) 615-5216

Scott Wayne Breedlove
Texas State Bar No. 00790361
sbreedlove@velaw.com
VINSON & ELKINS L.L.P.
2001 Ross Avenue
3700 Trammell Crow Center
Dallas, Texas 75201-2975
Telephone: (214) 220-7993
Facsimile: (214) 999-7993

Attorneys for Defendant
BLOCKBUSTER INC.

/s/James Nicholas Bunch

Thomas M. Melsheimer
Texas State Bar No. 13922550
melsheimer@fr.com
Neil J. McNabnay
Texas State Bar No. 24002583
mcnabnay@fr.com

J. Nicholas Bunch
Texas State Bar No. 24050352
bunch@fr.com
FISH & RICHARDSON P.C.
1717 Main Street, Suite 5000
Dallas, Texas 75201
Telephone: (214) 747-5070
Facsimile: (214) 747-2091

Attorneys for Defendant
THE GO DADDY GROUP, INC.

/s/Scott T. Weingaertner

Michael E. Jones
State Bar No. 10929400
mikejones@potterminton.com
Allen F. Gardner
State Bar No. 24043679
allengardner@potterminton.com
POTTER MINTON
A Professional Corporation
110 N. College, Suite 500 (75702)
P.O. Box 359
Tyler, Texas 75710
Telephone: (903) 597-8311
Facsimile: (903) 593-0846

Scott T. Weingaertner
sweingaertner@kslaw.com
Robert F. Perry
rperry@kslaw.com
Christopher C. Carnaval
ccarnaval@kslaw.com
Mark H. Francis
mfrancis@kslaw.com
KING & SPALDING LLP
1185 Avenue of the Americas
New York, NY 10036-4003
Telephone: (212) 556-2100
Facsimile: (212) 556-2222

Attorneys for Defendants
GOOGLE INC. AND YOUTUBE, LLC

/s/Michael Simons

Michael Simons
Texas State Bar No. 24008042
msimons@akingump.com
AKIN GUMP STRAUSS HAUER & FELD LLP
1111 Louisiana Street, 44th Floor
Houston, Texas 77002
Telephone: (713) 220-5800
Facsimile: (713) 236-0822

Attorneys for Defendant
NEW FRONTIER MEDIA, INC.

/s/Kathryn B. Riley

Eric H. Findlay
Texas State Bar No. 00789886
efindlay@findlaycraft.com
FINDLAY CRAFT, LLP
6760 Old Jacksonville Highway, Suite 101
Tyler, TX 75703
Telephone: (903) 534-1100
Facsimile: (903) 534-1137

Mark D. Fowler
mark.fowler@dlapiper.com
DLA PIPER US LLP
2000 University Avenue
East Palo Alto, CA 94303-2215
Telephone: (650) 833-2000
Facsimile: (650) 833-2001

Kathryn B. Riley
kathryn.riley@dlapiper.com
DLA PIPER US LLP
401 B Street, Suite 1700
San Diego, CA 92101
Telephone: (619) 699-2700
Facsimile: (619) 764-6692

Attorneys for Defendant
ORACLE AMERICA, INC.

/s/John A. Fedock

David B. Weaver
Texas State Bar No. 00798576
dweaver@velaw.com
Avelyn M. Ross
Texas State Bar No. 24027871
aross@velaw.com
Gentry C. McLean
Texas State Bar No. 24046403
gmclean@velaw.com
VINSON & ELKINS L.L.P.
The Terrace 7
2801 Via Fortuna, Suite 100
Austin, Texas 78746-7568
Telephone: (512) 542-8400
Facsimile: (512) 236-3218

Attorneys for Defendant
PLAYBOY ENTERPRISES INTERNATIONAL,
INC.

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this motion was served on all counsel who are deemed to 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(d), 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 email, on this the 27th day of July, 2010.

/s/Duy D. Nguyen
