

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

EOLAS TECHNOLOGIES INCORPORATED,

Plaintiff,

v.

ADOBE SYSTEMS INC., ET AL,

Defendants.

CASE NO. 6:09-cv-446

Hon. Leonard E. Davis

JURY

**UNOPPOSED MOTION OF GOOGLE INC. AND YOUTUBE, LLC
FOR EXTENSION OF TIME TO COMPLETE CERTAIN DISCOVERY**

Defendants Google Inc. and YouTube, LLC (collectively “Google”) respectfully move the Court to extend (i) their deadline for rolling document production from September 29, 2010 (Dkt. 381) until October 29, 2010, and (ii) their deadline for the exchange of privilege logs from October 16, 2010 (Dkt. 381) until November 16, 2010.

Google has been producing documents to Plaintiff on a rolling basis and Google will continue to produce documents to Plaintiff on a rolling basis. As part of Google’s production, it is using search logic recently negotiated with Plaintiff to comb through material collected from a large number of custodians and to identify documents for production. Google is producing this material on a rolling basis as quickly as reasonably possible, will continue to do so, and has reached an understanding with Eolas that – given the number of accused Google products and

the resultant scope of Google's production – additional time is required to complete Google's production. The parties have met and conferred, and agreed that Google should endeavor to complete its rolling document production by October 29, 2010 and exchange privilege logs by November 16, 2010. As such, this motion is unopposed.

This motion is not made for delay, and should not impact any other deadlines applicable to this litigation.

Accordingly, Google respectfully moves the Court for an Order extending the deadline for Defendants Google Inc. and YouTube, LLC to complete their rolling document productions pursuant to Paragraph 2(b) of the *Joint Agreed Discovery Order* (Dkt. 247) until October 29, 2010 and to exchange their privilege logs pursuant to the *Docket Control Order* (Dkt. 249) until November 16, 2010.

Dated: September 27, 2010

Respectfully submitted,

By: /s/ Michael E. Jones
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that counsel of record who are deemed to have consented to electronic service are being served with a copy of this **UNOPPOSED MOTION OF GOOGLE INC. AND YOUTUBE, LLC FOR EXTENSION OF TIME TO COMPLETE CERTAIN DISCOVERY** via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this the 27th day of September 2010. Any other counsel of record will be served via First Class U.S. Mail on this same date.

/s/ Michael E. Jones
Michael E. Jones