

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TYLER DIVISION

Eolas Technologies Incorporated,)
)
Plaintiff,)
)
vs.)
)
Adobe Systems Inc., Amazon.com, Inc.,)
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.)
)
)

Civil Action No. 6:09-cv-446
Judge Leonard E. Davis

JURY TRIAL DEMANDED

**UNOPPOSED MOTION OF CDW LLC FOR EXTENSION OF TIME TO
COMPLETE CERTAIN DISCOVERY**

Defendant CDW LLC (“CDW”), by its attorneys, Marshall, Gerstein & Borun LLP and Findlay Craft LLP, respectfully moves the Court to extend (i) its deadline for rolling document production from September 29, 2010 (Dkt. 381) until October 15, 2010, and (ii) its deadline for the exchange of privilege logs from October 16, 2010 (Dkt. 381) until November 3, 2010.

CDW is producing documents to Plaintiff on a rolling basis and will continue to produce documents to Plaintiff on a rolling basis. CDW has identified certain additional documents and discussed the production of those documents with Plaintiff. In the interim, CDW will continue to produce responsive documents to Eolas on a rolling basis.

The parties have met and conferred, and agreed that CDW should endeavor to complete its rolling document production by October 15 and exchange privilege logs by November 3, 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, CDW respectfully moves the Court for an Order extending the deadline for Defendant CDW to complete its rolling document production pursuant to Paragraph 2(b) of the *Joint Agreed Discovery Order* (Dkt. 247) until October 15 and to exchange their privilege logs pursuant to the *Docket Control Order* (Dkt. 249) until November 3, 2010.

Dated: September 29, 2010

Respectfully submitted,



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Attorneys for Defendant CDW LLC

CERTIFICATE OF SERVICE

I, Anthony S. Gabrielson, an attorney, hereby certify that on September 29, 2010, I caused a copy of the foregoing **UNOPPOSED MOTION OF CDW LLC FOR EXTENSION OF TIME TO COMPLETE CERTAIN DISCOVERY** to be electronically filed using the CM/ECF system, which sent notification of such filing to all counsel of record.



Anthony S. Gabrielson