

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

Eolas Technologies Incorporated,	§	
	§	
<i>Plaintiff,</i>	§	C.A. NO. 6:09-CV-446 (LED)
	§	
v.	§	
	§	
Adobe Systems Inc., Amazon.com, Inc.,	§	JURY TRIAL DEMANDED
Apple Inc., Argosy Publishing, Inc.,	§	
Blockbuster Inc., CDW Corp.,	§	
Citigroup Inc., eBay Inc., Frito-Lay, Inc.,	§	
The Go Daddy Group, Inc., Google Inc.,	§	
J.C. Penny 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	§	
	§	
<i>Defendants.</i>	§	
	§	

**UNOPPOSED MOTION OF PLAYBOY ENTERPRISES INTERNATIONAL
FOR EXTENSION OF TIME TO COMPLETE CERTAIN DISCOVERY**

Defendant Playboy Enterprises International, Inc. (“Playboy”) respectfully moves the Court to extend (i) its deadline for rolling document production from September 29, 2010 (Dkt. 381) until October 20, 2010, and (ii) its deadline for the exchange of privilege logs from October 16, 2010 (Dkt. 381) until November 16, 2010.

Playboy has produced documents to Plaintiff and will continue to produce documents to Plaintiff on a rolling basis. While gathering documents for production, Playboy has recently discovered additional sources of responsive material, but has not yet been able to adequately review and process those documents for production. Playboy is reviewing and 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 Playboy’s products and the resultant scope of Playboy’s production – additional time is required to complete Playboy’s production. The parties have met and conferred, and agreed that Playboy should endeavor to complete its rolling document production by October 20, 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, Playboy respectfully moves the Court for an Order extending the deadline for Defendant Playboy Enterprises International, Inc., to complete its rolling document production pursuant to Paragraph 2(b) of the *Joint Agreed Discovery Order* (Dkt. 247) until October 20, 2010 and to exchange its privilege log pursuant to the *Docket Control Order* (Dkt. 249) until November 16, 2010.

Dated: September 29, 2010

Respectfully submitted,

/s/ John A. Fedock

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Inc.*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on September 29, 2010. Any other counsel of record will be served by first class mail on this same date.

/s/ John A. Fedock

John A. Fedock