

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

EOLAS TECHNOLOGIES	)	Civil Action No. 6:09-cv-446
INCORPORATED,	)	
	)	Hon. Leonard E. Davis
Plaintiff,	)	
	)	JURY TRIAL
v.	)	
	)	
ADOBE SYSTEMS INC. ET AL.	)	
	)	
Defendants.	)	
	)	

**UNOPPOSED MOTION FOR EXTENSION OF TIME  
FOR STAPLES, INC. TO COMPLETE CERTAIN DISCOVERY**

Defendant Staples, Inc. (“Staples”) respectfully moves the Court to extend Staples’ deadline for rolling document production from December 7, 2010 (Dkt. No. 513) to January 7, 2010 and the deadline to produce a privilege log from December 7, 2010 (Dkt. No. 513) to January 14, 2010.

Before the December 7, 2010 deadline, counsel for Staples alerted counsel for Plaintiff Eolas Technologies, Inc. (“Eolas”) that logistical challenges would prevent a complete production by that date. Specifically, as a result of Eolas’ Amended Infringement Contentions against Staples, Staples has been required to search for and produce additional documents beyond what was originally required. Staples has also encountered unforeseen delays in its collection of electronic documents, due in part to the implementation of a new e-discovery application. Staples has already produced documents to Eolas, including what it currently believes to be the bulk of its responsive documents, and will continue to produce documents on a rolling basis. The parties have conferred and agreed that Staples’ deadline for the completion of document production should be extended to January 7, 2010 and its deadline for the production of a privilege log should

be extended to January 14, 2010. As such, this motion is unopposed.

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

Accordingly, Staples respectfully requests that the Court grant this unopposed Motion and extend the specified document production and privilege log deadlines to January 7, 2010 and January 14, 2010, respectively.

Date: December 7, 2010

Respectfully submitted,

*/s/ Michael E. Richardson*

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**ATTORNEYS FOR DEFENDANT  
STAPLES, INC.**

**CERTIFICATE OF CONFERENCE**

I, Meaghan Davant, counsel for Staples, Inc. certify that I conferred with Matt Rappaport, counsel for Eolas, on this 7th day of December 2010, by telephone at approximately 5:00 p.m. (EDT). Mr. Rappaport confirmed that Eolas does not oppose this motion.

/s/ Meaghan Davant  
Meaghan Davant

**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 STAPLES INC. 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 7th day of December 2010.

/s/ Michael E. Richardson  
Michael E. Richardson