

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

<b>Eolas Technologies Incorporated,</b>	§	
	§	
<b>Plaintiff,</b>	§	<b>Civil Action No. 6:09-cv-446</b>
	§	
	§	
<b>vs.</b>	§	
	§	
<b>Adobe Systems Inc., Amazon.com, Inc.,</b>	§	<b>JURY TRIAL</b>
<b>Apple Inc., Blockbuster Inc., CDW Corp.,</b>	§	
<b>Citigroup Inc., eBay Inc., Frito-Lay, Inc.,</b>	§	
<b>The Go Daddy Group, Inc., Google Inc.,</b>	§	
<b>J.C. Penney Company, Inc., JPMorgan</b>	§	
<b>Chase &amp; Co., New Frontier Media, Inc.,</b>	§	
<b>Office Depot, Inc., Perot Systems Corp.,</b>	§	
<b>Playboy Enterprises International, Inc.,</b>	§	
<b>Rent-A-Center, Inc., Staples, Inc., Sun</b>	§	
<b>Microsystems Inc., Texas Instruments</b>	§	
<b>Inc., Yahoo! Inc., and YouTube, LLC</b>	§	
	§	
<b>Defendants.</b>	§	

**EOLAS' UNOPPOSED MOTION FOR EXTENSION OF THE DECEMBER 16, 2010  
"AMENDED PLEADINGS (PRE-CLAIM CONSTRUCTION)" DEADLINE UNTIL  
JANUARY 17, 2011**

The current deadline for "Amended Pleadings (pre-claim construction)" is December 16, 2010. *See* dkt. 242. Recently, several defendants have requested extensions of their document production deadlines, which the Court has granted. *See e.g.* dkt. 521 (Staples); 513 (Staples); 482 (JCPenney); 477 (Google and YouTube); 471 (Playboy); 469 (Oracle). Plaintiff Eolas Technologies Inc. ("Eolas") has not opposed these extensions. In light of the fact that the document production deadlines for several of the defendants have been extended, Eolas requests that the Court extend the deadline for "Amended Pleadings (pre-claim construction)" by one month until January 17, 2011. This extension will afford Eolas the opportunity to review the

defendants' document productions prior to the deadline for filing "Amended Pleadings (pre-claim construction)." This extension should not impact any other deadlines applicable to this litigation.

The defendants do not oppose the relief requested herein. Accordingly, Eolas respectfully requests that the Court extend the December 16, 2010 "Amended Pleadings (pre-claim construction)" date by one month until January 17, 2011.

Dated: December 14, 2010.

**McKool Smith, P.C.**

/s/ Mike McKool

Mike McKool

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**ATTORNEYS FOR PLAINTIFF  
EOLAS TECHNOLOGIES, INC.**

**CERTIFICATE OF CONFERENCE**

Counsel for Eolas has conferred with counsel for each of the Defendants regarding the relief requested in this Motion. The defendants indicate that they do not oppose the relief requested herein.

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who have consented to electronic service. Local Rule CV-5(a)(3)(A) on December 14, 2010.

/s/ Josh Budwin  
Josh Budwin