

IN THE UNITED STATES DISTRICT COURT  
FOR THE 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.

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Civil Action No. 6:09-cv-446

JURY TRIAL

**NOTICE OF COMPLIANCE REGARDING PROPOSED TECHNICAL ADVISORS**

Pursuant to the Court’s April 9, 2010 Scheduling Order (Dkt. 249), Plaintiff, Eolas Technologies, Inc. (“Eolas”) provides notice to the Court that an agreement between the parties cannot be reached as to a potential technical advisor.

Dated: December 20, 2010.

**McKool Smith, P.C.**

/s/ Mike McKool

Mike McKool

Lead Attorney

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**ATTORNEYS FOR PLAINTIFF  
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**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 20, 2010.

/s/ Josh Budwin  
Josh Budwin