

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

EOLAS TECHNOLOGIES, INC.

Plaintiff,

v.

ADOBE SYSTEMS, INC., ET AL.,

Defendants.

Civil Action No. 6:09-CV-446 LED

JURY TRIAL DEMANDED

**DEFENDANTS' UNOPPOSED MOTION TO WITHDRAW DEFENDANTS'
UNOPPOSED MOTION FOR EXTENSION OF TIME TO SUBMIT JOINT NOTICE
OF STATUS AS ORDERED BY THE COURT ON DECEMBER 21**

Defendants hereby move to withdraw their Unopposed Motion for Extension of Time to Submit Joint Notice of Status as Ordered by The Court on December 21, which was filed on December 27, 2010 as D.I. 538.

DATED: December 27, 2010, 2010

By: /s/ David J. Healey

David J. Healey
<Healey@fr.com>
FISH & RICHARDSON P.C.
1 Houston Center
1221 McKinney Street, Suite 2800
Houston, TX 77010
Telephone: (713) 654-5300
Facsimile: (713) 652-0109

OF COUNSEL:

Frank E. Scherkenbach
<Scherkenbach@fr.com>
FISH & RICHARDSON P.C.
One Marina Park Drive
Boston, MA 02110-1878
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

Jason W. Wolff
<Wolff@fr.com>
Joseph P. Reid (*pro hac vice*)
<Reid@fr.com>
FISH & RICHARDSON P.C.
12390 EI Camino Real
San Diego, CA 92130
Telephone: (858) 678-5070
Facsimile: (858) 678-5099

*Attorneys for Defendant and
Counterclaimant Adobe Systems
Incorporated*

By: /s/ Joseph H. Lee

Douglas Lumish (*pro hac vice*)

<doug.lumish@weil.com>

Jared Bobrow (*pro hac vice*)

<jared.bobrow@weil.com>

Joseph H. Lee (*pro hac vice*)

<joseph.lee@weil.com>

Parker C. Ankrum (*pro hac vice*)

<parker.ankrum@weil.com>

WEIL, GOTSHAL & MANGES LLP

201 Redwood Shores Parkway

Redwood Shores, CA 94065

Telephone: (650) 802-3000

Facsimile: (650) 802-3100

Christian J. Hurt (Bar No. 24059987)

<christian.hurt@weil.com>

WEIL, GOTSHAL & MANGES LLP

700 Louisiana, Suite 1600

Houston, TX 77002

Telephone: (713) 546-5000

Facsimile: (713) 224-9511

Otis W. Carroll, Jr. (Bar No. 03895700)

<fedserv@icklaw.com>

Deborah J. Race (Bar No. 16448700)

<drace@icklaw.com>

IRELAND CARROLL & KELLEY

6101 S. Broadway, Suite 500

Tyler, TX 75703

Telephone: (903) 561-1600

Facsimile: (903) 581-1071

*Attorneys for Defendant and
Counterclaimant Amazon.com, Inc.*

By: /s/ Richard A. Cederoth

David T. Pritikin (*pro hac vice*)
<dpitkin@sidley.com>
Richard A. Cederoth (*pro hac vice*)
<rcederoth@sidley.com>
Shubham Mukherjee (*pro hac vice*)
<smukherjee@sidley.com>
SIDLEY AUSTIN LLP
One South Dearborn Street
Chicago, IL 60603
Telephone: (312) 853-7000
Facsimile: (312) 853-7036

Teague I. Donahey (*pro hac vice*)
<tdonahey@sidley.com>
SIDLEY AUSTIN LLP
555 California Street, Suite 2000
San Francisco, CA 94104
Telephone: (415) 772-1200
Facsimile: (415) 772-7400

Theodore W. Chandler (*pro hac vice*)
<tchandler@sidley.com>
SIDLEY AUSTIN LLP
555 West Fifth Street, Suite 4000
Los Angeles, CA 90013
Telephone: (213) 896-6000
Facsimile: (213) 896-6600

Duy D. Nguyen (*pro hac vice*)
<ddnguyen@sidley.com>
SIDLEY AUSTIN LLP
1801 Page Mill Road, Suite 110
Palo Alto, CA 94304
Telephone: (650) 565-7000
Facsimile: (650) 565-7100

Eric M. Albritton (Bar No. 00790215)
<ema@emafirm.com>
ALBRITTON LAW FIRM
P.O. Box 2649
Longview, TX 75606
Telephone: (903) 757-8449
Facsimile: (903) 758-7397

*Attorneys for Defendant and
Counterclaimant Apple Inc.*

By: /s/ Thomas L. Duston

Thomas L. Duston
<tduston@marshallip.com>
Anthony S. Gabrielson
<agabrielson@marshallip.com>
Scott A. Sanderson (*pro hac vice*)
<ssanderson@marshallip.com>
MARSHALL, GERSTEIN & BORUN LLP
6300 Willis Tower
233 South Wacker Drive
Chicago, IL 60606-6357
Telephone: (312) 474-6300
Facsimile: (312) 474-0448

Eric H. Findlay (Bar No. 00789886)
<efindlay@findlaycraft.com>
Brian Craft (Bar No. 04972020)
<bcraft@findlaycraft.com>
FINDLAY CRAFT, LLP
6760 Old Jacksonville Highway
Suite 101
Tyler, TX 75703
Telephone: (903) 534-1100
Facsimile: (903) 534-1137

*Attorneys for Defendant and
Counterclaimant CDW LLC*

By: /s/ M. Scott Fuller

Edwin R. DeYoung (Bar No. 05673000)

<edeyoung@lockelord.com>

Roy W. Hardin (Bar No. 08968300)

<rhardin@lockelord.com>

Roger Brian Cowie (Bar No. 00783886)

<rcowie@lockelord.com>

M. Scott Fuller (Bar No. 24036607)

<sfuller@lockelord.com>

Galyn Gafford (Bar No. 24040938)

<ggafford@lockelord.com>

LOCKE LORD BISSELL & LIDDELL LLP

2200 Ross Avenue, Suite 2200

Dallas, TX 75201-6776

Telephone: (214) 740-8000

Facsimile: (214) 740-8800

Alexas D. Skucas (*pro hac vice*)

<askucas@kslaw.com>

KING & SPALDING LLP

1185 Avenue of the Americas

New York, NY 10036-4003

Telephone: (212) 556-2100

Facsimile: (212) 556-2222

Eric L. Sophir (*pro hac vice*)

<esophir@kslaw.com>

KING & SPALDING LLP

1700 Pennsylvania Ave. NW, Suite 200

Washington, D.C. 20006-4707

Telephone: (202) 626-8980

Facsimile: (202) 626-3737

Attorneys for Defendant Citigroup Inc.

By: /s/ Joseph H. Lee

Douglas Lumish (*pro hac vice*)

<doug.lumish@weil.com>

Jared Bobrow (*pro hac vice*)

<jared.bobrow@weil.com>

Joseph H. Lee (*pro hac vice*)

<joseph.lee@weil.com>

Parker C. Ankrum (*pro hac vice*)

<parker.ankrum@weil.com>

WEIL, GOTSHAL & MANGES LLP

201 Redwood Shores Parkway

Redwood Shores, CA 94065

Telephone: (650) 802-3000

Facsimile: (650) 802-3100

Christian J. Hurt (Bar No. 24059987)

<christian.hurt@weil.com>

WEIL, GOTSHAL & MANGES LLP

700 Louisiana, Suite 1600

Houston, TX 77002

Telephone: (713) 546-5000

Facsimile: (713) 224-9511

Otis W. Carroll, Jr. (Bar No. 03895700)

<fedserv@icklawn.com>

Deborah J. Race (Bar No. 16448700)

<drace@icklawn.com>

IRELAND CARROLL & KELLEY

6101 S. Broadway, Suite 500

Tyler, TX 75703

Telephone: (903) 561-1600

Facsimile: (903) 581-1071

*Attorneys for Defendant and
Counterclaimant eBay Inc.*

By: /s/ Jeffrey F. Yee

Jeffrey K. Joyner (*pro hac vice*)

<joynerj@gtlaw.com>

Jeffrey F. Yee (*pro hac vice*)

<yeej@gtlaw.com>

GREENBERG TRAUIG LLP

2450 Colorado Avenue, Suite 400E

Santa Monica, CA 90404

Telephone: (310) 586-7700

Facsimile: (310) 586-7800

Christopher M. Joe (Bar No. 00787770)

<chrisjoe@bjciplaw.com>

Brian Carpenter (Bar No. 03840600)

<brian.carpenterb@bjciplaw.com>

Eric W. Buether (Bar No. 03316880)

<eric.buethere@bjciplaw.com>

BUETHER JOE & CARPENTER, LLP

1700 Pacific, Suite 2390

Dallas, TX 75201

Telephone: (214) 466-1270

Facsimile: (214) 635-1842

*Attorneys for Defendant and
Counterclaimant Frito-Lay, Inc.*

By: /s/ Neil J. McNabnay

Thomas M. Melsheimer (Bar No.
13922550)

<txm@fr.com>

Neil J. McNabnay (Bar No. 24002583)

<njm@fr.com>

FISH & RICHARDSON P.C.
1717 Main Street, Suite 5000
Dallas, TX 75201

Telephone: (214) 747-5070

Facsimile: (214) 747-2091

Proshanto Mukherji (*pro hac vice*)

<pvm@fr.com>

FISH & RICHARDSON P.C.
One Marina Park Drive
Boston, MA 02110-1878

Telephone: (617) 542-5070

Facsimile: (617) 542-8906

*Attorneys for Defendant and
Counterclaimant The Go Daddy Group,
Inc.*

By: /s/ Christopher C. Carnaval

Scott T. Weingaertner (*pro hac vice*)
<sweingaertner@kslaw.com>
Robert F. Perry (*pro hac vice*)
<rperry@kslaw.com>
Allison Altersohn (*pro hac vice*)
<aaltersohn@kslaw.com>
Christopher C. Carnaval (*pro hac vice*)
<ccarnaval@kslaw.com>
Mark H. Francis (*pro hac vice*)
<mfrancis@kslaw.com>
KING & SPALDING LLP
1185 Avenue of the Americas
New York, NY 10036-4003
Telephone: (212) 556-2100
Facsimile: (212) 556-2222

Michael E. Jones (Bar No. 10929400)
<mikejones@potterminton.com>
Allen F. Gardner (Bar No. 24043679)
<allengardner@potterminton.com>
POTTER MINTON
A Professional Corporation
110 N. College, Suite 500 (75702)
P.O. Box 359
Tyler, TX 75710
Telephone: (903) 597-8311
Facsimile: (903) 593-0846

*Attorneys for Defendant and
Counterclaimant Google Inc.*

By: /s/ Jeffrey F. Yee

Jeffrey K. Joyner (*pro hac vice*)

<joynerj@gtlaw.com>

Jeffrey F. Yee (*pro hac vice*)

<yeej@gtlaw.com>

GREENBERG TRAUIG LLP

2450 Colorado Avenue, Suite 400E

Santa Monica, CA 90404

Telephone: (310) 586-7700

Facsimile: (310) 586-7800

Christopher M. Joe (Bar No. 00787770)

<chrisjoe@bjciplaw.com>

Brian Carpenter (Bar No. 03840600)

<brian.carpenterb@bjciplaw.com>

Eric W. Buether (Bar No. 03316880)

<eric.buethere@bjciplaw.com>

BUETHER JOE & CARPENTER, LLP

1700 Pacific, Suite 2390

Dallas, TX 75201

Telephone: (214) 466-1270

Facsimile: (214) 635-1842

*Attorneys for Defendant and
Counterclaimant J.C. Penney Corporation,
Inc.*

By: /s/ Stephen K. Shahida

Stephen K. Shahida (*pro hac vice*)

<sshahida@mwe.com>

David O. Crump (*pro hac vice*)

<dcrump@mwe.com>

MCDERMOTT WILL & EMERY LLP

600 13th Street, N.W.

Washington, DC 20005-3096

Telephone: (202) 756-8327

Facsimile: (202) 756-8087

Trey Yarbrough (Bar No. 22133500)

<trey@yw-lawfirm.com>

Debra Elaine Gunter (Bar No. 24012752)

<debby@yw-lawfirm.com>

YARBROUGH WILCOX, PLLC

100 E. Ferguson Street

Suite 1015

Tyler, TX 75702

Telephone: (903) 595-3111

Facsimile: (903) 595-0191

*Attorneys for Defendant and
Counterclaimant JPMorgan Chase & Co.*

By: /s/ Michael Simons

Michael Simons (Bar No. 24008042)

<msimons@akingump.com>

AKIN GUMP STRAUSS HAUER & FELD LLP

300 West 6th Street, Suite 2100

Austin, TX 78701

Telephone: (512) 499-6253

Facsimile: (512) 499-6290

*Attorney for Defendant and
Counterclaimant New Frontier Media, Inc.*

By: /s/ Suzanne M. Wallman

Kenneth J. Jurek
<kjurek@mwe.com>
Suzanne M. Wallman
<swallman@mwe.com>
Brett E. Bachtell
<bbachtell@mwe.com>
MCDERMOTT WILL & EMERY LLP
227 West Monroe Street
Chicago, IL 60606
Telephone: (312) 372-2000
Facsimile: (312) 984-7700

David M. Stein (Bar No. 00797494)
<dstein@mwe.com>
MCDERMOTT WILL & EMERY LLP
18191 Von Karman Avenue, Suite 500
Irvine, CA 92612-7108
Telephone: (949) 851-0633
Facsimile: (949) 851-9348

J. Thad Heartfield (Bar No. 09346800)
<thad@jth-law.com>
THE HEARTFIELD LAW FIRM
2195 Dowlen Road
Beaumont, TX 77706
Telephone: (409) 866-3318
Facsimile: (409) 866-5789

*Attorneys for Defendant and
Counterclaimant Office Depot, Inc.*

By: /s/ Scott F. Partridge

Scott F. Partridge (Bar No. 00786940)
<scott.partridge@bakerbotts.com>

Roger J. Fulghum (Bar No. 00790724)
<roger.fulghum@bakerbotts.com>

BAKER BOTTS L.L.P.
One Shell Plaza
910 Louisiana
Houston, TX 77002-4995
Telephone: (713) 229-1234
Facsimile: (713) 229-1522

Kevin J. Meek (Bar No. 13899600)

<kevin.meek@bakerbotts.com>

Paula D. Heyman (Bar No. 24027075)

<paula.heyman@bakerbotts.com>

BAKER BOTTS L.L.P.
1500 San Jacinto Center
Austin, TX 78701-4075
Telephone: (512) 322-2500
Facsimile: (512) 322-2501

Vernon E. Evans (Bar No. 24069688)

<vernon.evans@bakerbotts.com>

BAKER BOTTS L.L.P.
2001 Ross Avenue
Dallas, TX 75201-2980
Telephone: (214) 953-6500
Facsimile: (214) 953-6503

Shannon Dacus (Bar No. 00791004)

<Shannond@rameyflock.com>

RAMEY & FLOCK, P.C.
100 East Ferguson, Suite 500
Tyler, TX 75702
Telephone: (903) 597-3301
Facsimile: (903) 597-2413

*Attorneys for Defendant and
Counterclaimant Perot Systems Corp.*

By: /s/ Gentry C. McLean

David B. Weaver (Bar No. 00798576)
<dweaver@velaw.com>
Avelyn M. Ross (Bar No. 24027871)
<aross@velaw.com>
Gentry C. McLean (Bar No. 24046403)
<gmclean@velaw.com>
John A. Fedock (Bar No. 24059737)
<jfedock@velaw.com>
VINSON & ELKINS LLP
2801 Via Fortuna, Suite 100
Austin, TX 78746-7568
Tel: (512) 542-8400
Fax: (512) 236-3218

*Attorneys for Defendant and
Counterclaimant Playboy Enterprises
International, Inc.*

By: /s/ Jeffrey F. Yee

Jeffrey K. Joyner (*pro hac vice*)
<joynerj@gtlaw.com>
Jeffrey F. Yee (*pro hac vice*)
<yeej@gtlaw.com>
GREENBERG TRAURIG LLP
2450 Colorado Avenue, Suite 400E
Santa Monica, CA 90404
Telephone: (310) 586-7700
Facsimile: (310) 586-7800

Christopher M. Joe (Bar No. 00787770)
<chrisjoe@bjciplaw.com>
Brian Carpenter (Bar No. 03840600)
<brian.carpenterb@bjciplaw.com>
Eric W. Buether (Bar No. 03316880)
<eric.buethere@bjciplaw.com>
BUETHER JOE & CARPENTER, LLP
1700 Pacific, Suite 2390
Dallas, TX 75201
Telephone: (214) 466-1270
Facsimile: (214) 635-1842

*Attorneys for Defendant and
Counterclaimant Rent-A-Center, Inc.*

By: /s/ Daniel V. Williams

Mark G. Matuschak (*pro hac vice*)
<mark.matuschak@wilmerhale.com>

Donald R. Steinberg (*pro hac vice*)
<donald.steinberg@wilmerhale.com>

WILMER CUTLER PICKERING HALE AND
DORR LLP
60 State Street
Boston, MA 02109
Telephone: (617) 526-6000
Facsimile: (617) 526-5000

Kate Hutchins (*pro hac vice*)
<kate.hutchins@wilmerhale.com>

WILMER CUTLER PICKERING HALE AND
DORR LLP
399 Park Avenue
New York, NY 10011
Telephone: (212) 230-8800
Facsimile: (212) 230-8888

Daniel V. Williams, (*pro hac vice*)
<daniel.williams@wilmerhale.com>

WILMER CUTLER PICKERING HALE AND
DORR LLP
1875 Pennsylvania Avenue NW
Washington, DC 20006
Telephone: (202) 663-6000
Facsimile: (202) 663-6363

Michael E. Richardson (Bar No. 24002838)
<mrichardson@brsfirm.com>

BECK REDDEN & SECREST
1221 McKinney, Suite 4500
Houston, TX 77010
Telephone: (713) 951-6284
Facsimile: (713) 951-3720

*Attorneys for Defendant and
Counterclaimant Staples, Inc.*

By: /s/ Kathryn B. Riley

Mark D. Fowler (*pro hac vice*)
<mark.fowler@dlapiper.com>
DLA PIPER US LLP
2000 University Avenue
East Palo Alto, CA 94303-2215
Telephone: (650) 833-2000
Facsimile: (650) 833-2001

Kathryn B. Riley (*pro hac vice*)
<kathryn.riley@dlapiper.com>
DLA PIPER US LLP
401 B Street, Suite 1700
San Diego, CA 92101
Telephone: (619) 699-2700
Facsimile: (619) 764-6692

Eric H. Findlay (Bar No. 00789886)
<efindlay@findlaycraft.com>
FINDLAY CRAFT, LLP
6760 Old Jacksonville Highway
Suite 101
Tyler, TX 75703
Telephone: (903) 534-1100
Facsimile: (903) 534-1137

*Attorneys for Defendant and
Counterclaimant Oracle America, Inc.
(formerly known as Sun Microsystems,
Inc.)*

By: /s/ Amanda A. Abraham

Carl R. Roth (Bar No. 17312000)

<cr@rothfirm.com>

Brendan C. Roth (Bar No. 24040132)

<br@rothfirm.com>

Amanda A. Abraham (Bar No. 24055077)

<aa@rothfirm.com>

THE ROTH LAW FIRM, P.C.

115 N. Wellington, Suite 200

Marshall, TX 75670

Telephone: (903) 935-1665

Facsimile: (903) 935-1797

*Attorneys for Defendant and
Counterclaimant Texas Instruments
Incorporated*

By: /s/ Joseph H. Lee

Douglas Lumish (*pro hac vice*)

<doug.lumish@weil.com>

Jared Bobrow (*pro hac vice*)

<jared.bobrow@weil.com>

Joseph H. Lee (*pro hac vice*)

<joseph.lee@weil.com>

Parker C. Ankrum (*pro hac vice*)

<parker.ankrum@weil.com>

WEIL, GOTSHAL & MANGES LLP

201 Redwood Shores Parkway

Redwood Shores, CA 94065

Telephone: (650) 802-3000

Facsimile: (650) 802-3100

Christian J. Hurt (Bar No. 24059987)

<christian.hurt@weil.com>

WEIL, GOTSHAL & MANGES LLP

700 Louisiana, Suite 1600

Houston, TX 77002

Telephone: (713) 546-5000

Facsimile: (713) 224-9511

Otis W. Carroll, Jr. (Bar No. 03895700)

<fedserv@icklaw.com>

Deborah J. Race (Bar No. 16448700)

<drace@icklaw.com>

IRELAND CARROLL & KELLEY

6101 S. Broadway, Suite 500

Tyler, TX 75703

Telephone: (903) 561-1600

Facsimile: (903) 581-1071

*Attorneys for Defendant and
Counterclaimant Yahoo! Inc.*

By: /s/ Christopher C. Carnaval

Scott T. Weingaertner (*pro hac vice*)
<sweingaertner@kslaw.com>
Robert F. Perry (*pro hac vice*)
<rperry@kslaw.com>
Allison Altersohn (*pro hac vice*)
<aaltersohn@kslaw.com>
Christopher C. Carnaval (*pro hac vice*)
<ccarnaval@kslaw.com>
Mark H. Francis (*pro hac vice*)
<mfrancis@kslaw.com>
KING & SPALDING LLP
1185 Avenue of the Americas
New York, NY 10036-4003
Telephone: (212) 556-2100
Facsimile: (212) 556-2222

Michael E. Jones (Bar No. 10929400)
<mikejones@potterminton.com>
Allen F. Gardner (Bar No. 24043679)
<allengardner@potterminton.com>
POTTER MINTON
A Professional Corporation
110 N. College, Suite 500 (75702)
P.O. Box 359
Tyler, TX 75710
Telephone: (903) 597-8311
Facsimile: (903) 593-0846

*Attorneys for Defendant and
Counterclaimant YouTube, LLC*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic mail are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this 27th day of December 2010. Any other counsel of record will be served via First Class U.S. Mail on this same date.

/s/ David J. Healey

David J. Healey

CERTIFICATE OF CONFERENCE

Under signed counsel for Adobe Systems Incorporated conferred with counsel for Eolas Technologies, Inc. (Josh Budwin) on December 27, 2010. Counsel for Eolas does not oppose this motion.

/s/ David J. Healey

David J. Healey